

Staff Summary for August 12-13, 2026

Executive Session**Today's Item****Information** ☐**Action** ☒

Executive session includes four standing topics:

- (A) Pending litigation to which the Commission is a party
- (B) Possible litigation involving the Commission
- (C) Staffing
- (D) Deliberation and action on license and permit items

Summary of Previous/Future Actions (N/A)**Background**

During the public portion of its meeting, the Commission will call a recess and reconvene in a closed session pursuant to the authority of California Government Code Section 11126, subdivisions (a), (c)(3) and (e)(1). The Commission will address four items in closed session: Pending litigation, possible litigation, staffing, and license and permit items.

(A) Pending Litigation to Which the Commission is a Party

See agenda for a complete list of pending civil litigation to which the Commission is a party, at the time the agenda was made public. At any meeting, during executive session, the Commission may take action related to pending litigation.

(B) Possible Litigation Involving the Commission**(C) Staffing**

For details about staffing, generally, see the executive director's report under Agenda Item 3(A) for today's meeting.

The Commission is authorized to employ an executive director pursuant to California Fish and Game Code Section 104. The Commission may choose to conduct a performance evaluation of the executive director or discuss the process for such a performance evaluation. Melissa Miller-Henson is the Commission's current executive director; the Commission appointed her in September 2019.

(D) Deliberation and Action on License and Permit Items

- I. Consider the accusation in Agency Case No. 26ALJ10-FGC, regarding suspension of the commercial fishing license and Dungeness crab vessel permit of Terry Lynn Groat.

The Department filed an accusation (Exhibit 1) with the Commission on May 26, 2026; the accusation requests the Commission suspend Terry Lynn Groat's (Respondent) commercial fishing license for 2 years and Dungeness crab vessel permit for 4 years. Respondent must file a notice of defense with the Commission within 15 days after service of the accusation in order to request a hearing or object

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to the accusation. The Commission has not received a notice of defense from Respondent.

The Department submitted a letter to the Commission with supporting records attached on July 17, 2026 (Exhibit 2). The letter requests that the Commission suspend Respondent's commercial fishing license and Dungeness crab vessel permit consistent with the accusation, summarizes the violations in the accusation, and provides evidence of the violations.

- II. Consider the accusation in Agency Case No. 26ALJ17-FGC regarding the suspension of the commercial fishing license and Dungeness crab vessel permit of Darryl Francis Donovan.

The Department served an accusation on Darryl Francis Donovan (Respondent), filed an accusation on July 11, 2026, and subsequently filed it with the Commission (Exhibit 3); the accusation requests the Commission suspend Respondent's commercial fishing license for 2 years and Dungeness crab vessel permit for 4 years. Respondent must file a notice of defense with the Commission within 15 days after service of the accusation in order to request a hearing or object to the accusation. The Commission has not received a notice of defense from Respondent.

The Department submitted a letter to the Commission with supporting records attached on July 27, 2026 (Exhibit 4). The letter requests that the Commission suspend Respondent's commercial fishing license and Dungeness crab vessel permit consistent with the accusation, summarizes the violations in the accusation, and provides evidence of the violations.

Significant Public Comments (N/A)

Recommendation

Commission staff: Suspend the commercial fishing license and the Dungeness crab vessel permit of Terry Lynn Groat in FGC Case No. 25ALJ40-FGC. Suspend the commercial fishing license and Dungeness crab vessel permit of Darryl Francis Donovan in FGC Case No. 26ALJ17-FGC.

Exhibits

1. [Terry Lynn Groat Accusation](#), received May 26, 2026
2. [Letter from the Department regarding Terry Groat](#)
3. [Darryl Francis Donovan Accusation](#), received July 26, 2026
4. [Letter from the Department regarding Darryl Donovan](#)

Motion

Moved by _____ and seconded by _____ that the Commission suspends Terry Groat's commercial fishing license for 2 years and Dungeness crab vessel permit for 4 years in FGC Case No. 25ALJ40-FGC.

AND

Staff Summary for August 12-13, 2026

Moved by _____ and seconded by _____ that the Commission suspends Darryl Donovan's commercial fishing license for 2 years and the Dungeness crab vessel permit for 4 years in FGC Case No. 26ALJ17-FGC.

COOPER WILCE (SBN 344611)
Staff Counsel
Department of Fish and Wildlife
P.O. Box 944209
Sacramento, CA 94244-2090
(916) 241-7894
e-mail: Cooper.Wilce@Wildlife.ca.gov
Attorney for Complainant

OFFICE OF ADMINISTRATIVE HEARINGS
BEFORE THE FISH AND GAME COMMISSION

In the Matter of the Accusation Against)
)
) ACCUSATION
)
TERRY LYNN GROAT,)
)
Respondent.)
)
)
)
)

PARTIES

1. Nathaniel Arnold ("Complainant") is the Chief of the Law Enforcement Division for the Department of Fish and Wildlife ("Department") and brings this Accusation solely in his official capacity.
2. On or about February 25, 2026, the Department renewed a Commercial Fishing License ("License") issued to Respondent, TERRY LYNN GROAT ("GROAT"). The license has been in full force and effect at all times relevant in this Accusation.
3. On or about April 10, 2026, the Department renewed a Dungeness Crab Vessel Permit ("Permit"), number CT0050-T6, issued to the vessel number 70804, named "*Wildcat*," owned by Respondent GROAT. The permit has been in full force and effect at all times relevant in this Accusation.

In the Matter of the Accusation Against Terry Lynn Groat

JURISDICTION

This Accusation is brought before the Fish and Game Commission
("Commission") under the authority of the following laws.

4. Fish and Game Code section 86 ("Section 86"), which states:

"Take" means hunt, pursue, catch, capture, or kill, or attempt to hunt, pursue, catch, capture, or kill.

5. Fish and Game Code section 7857(b)(2) ("Section 7857(b)(2)"), which states:

(b) The commission, after notice and opportunity for hearing, may suspend, revoke, or cancel commercial fishing privileges for a period of time to be determined by the commission for the following reasons:

...
(2) A violation of this code, the terms of the permit or other entitlement, or the regulations adopted pursuant thereto, by the licensee, permittee, person holding the entitlement, or his or her agent, servant, employee, or person acting under the licensee's, permittee's, or entitled person's direction or control.

6. Fish and Game Code section 8276(d) ("Section 8276(d)"), which states:

(d) All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season.

7. Fish and Game Code section 8278(a) ("Section 8278(a)"), which states:

(a) Except as otherwise provided, no Dungeness crab less than six and one-quarter ($6\frac{1}{4}$) inches in breadth, and no female Dungeness crab, may be taken, possessed, bought, or sold, except that not more than 1 percent in number of any load or lot of Dungeness crabs may be less than six and one-quarter ($6\frac{1}{4}$) inches in breadth but not less than five and three-quarters ($5\frac{3}{4}$) inches in breadth.

8. Fish and Game Code section 9004 ("Section 9004"), which states:

Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state.

9. Fish and Game Code section 12158.5 ("Section 12158.5"), which states:

For the purpose of invoking any provision of this code, or any rule, regulation, or order made or adopted under this code, relating to the suspension, revocation, or forfeiture of any license or permit, a plea of nolo contendere or "no contest" to, or forfeiture of bail from, a charge of a violation of any provision of this code, or any

rule, regulation, or order made or adopted under this code, is a conviction of a violation thereof.

10. California Code of Regulations, Title 14, section 1.87 ("Section 1.87"), which states:

It is unlawful to cause or permit any deterioration or waste of any fish taken in the waters of this state.

11. California Code of Regulations, Title 14, section 132.1(b) ("Section 132.1(b)"), which states:

(b) Dungeness Crab Biennial Buoy Tags. As required by Section 9005 of the Fish and Game Code, every Dungeness crab trap placed in waters of the state to take Dungeness crab for commercial purposes shall be marked with a buoy. Each Dungeness crab trap on board or fished from a permitted Dungeness crab vessel is required to have a biennial buoy tag affixed to the main buoy, known hereafter as buoy tag, pursuant to the provisions of Section 8276.5(a)(1)(D) of the Fish and Game Code. The buoy tag shall contain the department-assigned Dungeness crab vessel permit number and trap tier number. All of the buoy tags allocated to each Dungeness crab vessel permit as described in this Section and Section 8276.5(a)(1) of the Fish and Game Code shall be purchased by the permit holder biennially at the same time a Dungeness crab vessel permit is purchased or the permit shall be void pursuant to Section 8276.5(a)(3)(A) of the Fish and Game Code. The nonrefundable fee for each buoy tag is \$5.00.

12. California Code of Regulations, Title 14, section 132.8(g)(1) ("Section 132.8(g)(1)"), which states in part:

(g) Mandatory Data Reporting Requirements

(1) Fishing Activity Reporting Requirement: Every Dungeness crab permit holder shall submit reports regarding their fishing activities while their Dungeness crab gear, including Alternative Gear, are present or placed in any Fishing Zone for the purpose of commercially taking Dungeness crab. Permit holders shall continuously submit reports on or before the designated report dates until their fishing activities have ceased for the Fishing Season and all their Dungeness crab gear has been removed from all Fishing Zones. Designated report dates are the first and 16th day of each month. Reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov, or on a form provided by the department. Each report shall document the following information regarding the permit holder's current fishing activity: ...

**FIRST
CAUSE FOR DISCIPLINE**

13. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that he violated Section 8276(d), a violation for which the License and Permits may be suspended. The circumstances are as follows:

a. On or about between June 20, 2025, and July 18, 2025, a 28-day period, Respondent GROAT had at least 49 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).

b. On or about between June 20, 2025, and July 23, 2025, a 33-day period, Respondent GROAT had at least 30 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).

c. On or about between June 20, 2025, and July 24, 2025, a 34-day period, Respondent GROAT had at least 8 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).

d. In total, Respondent GROAT had at least 87 Dungeness crab traps set in state waters for at least 28 days after the closure of the commercial Dungeness crab season on June 20, 2025.

a. On or about October 24, 2025, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number CM253281, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d) and 9004.

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In the Matter of the Accusation Against Terry Lynn Groat

b. On January 5, 2026, Respondent GROAT entered a Nolo Contendere plea to a misdemeanor violation of Section 8276(d) and was sentenced to probation and assessed a \$235 fine.

**SECOND
CAUSE FOR DISCIPLINE**

14. Respondent GROAT is subject to disciplinary action under Section 7857(b)(2) in that he violated Section 9004, a violation for which the License and Permits may be suspended. The circumstances are as follows:

a. From at least on or about June 20, 2025, to at least July 18, 2025, a 28-day period, Respondent GROAT fished with at least 87 Dungeness crab traps without raising, cleaning, servicing, and emptying them at intervals not to exceed 96 hours, in violation of Section 9004.

b. On or about October 24, 2025, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number CM253281, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d) and 9004.

c. On January 5, 2026, Respondent GROAT entered a Nolo Contendere plea to a misdemeanor violation of Section 8276(d) and was sentenced to probation and assessed a \$235 fine.

**THIRD
CAUSE FOR DISCIPLINE**

15. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that he violated Section 132.1(b), a violation for which the License and Permits may be suspended. The circumstances are as follows:

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a. On or about July 18, 2025, Respondent GROAT fished with at least three Dungeness crab traps that had buoys without biennial buoy tags attached, in violation of Section 132.1(b).

b. On or about July 24, 2025, Respondent GROAT fished with at least two Dungeness crab traps that had buoys without biennial buoy tags attached, in violation of Section 132.1(b).

FOURTH CAUSE FOR DISCIPLINE

16. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that GROAT violated Section 132.8(g)(1), a violation for which the License and Permits may be suspended. The circumstances are as follows:

c. On or about between April 1, 2025, and July 1, 2025, Respondent GROAT, on 3 separate occasions, reported his fishing activities after the designated reporting dates, April 1, 2025, June 1, 2025, and July 1, 2025, in violation of Section 132.8(g)(1).

FIFTH CAUSE FOR DISCIPLINE

17. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that he violated Section 1.87, a violation for which the License and Permits may be suspended. The circumstances are as follows:

d. On or about between June 20, 2025, and at least July 18, 2025, Respondent GROAT fished with at least 87 Dungeness crab traps without servicing them, causing them to kill and waste hundreds of Dungeness crabs in violation of Section 1.87.

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**SIXTH
CAUSE FOR DISCIPLINE**

18. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that GROAT violated Section 8278(a), a violation for which the License and Permits may be suspended. The circumstances are as follows:

e. On or about January 18, 2024, Respondent GROAT possessed one female Dungeness crab for commercial purposes, in violation of Section 8278(a).

c. On or about January 26, 2024, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number IN240298, Del Norte County District Attorney's Office filed a complaint alleging an infraction violation of Section 8278(a).

d. On February 29, 2024, Respondent GROAT forfeit bail for an infraction violation of Section 8278(a) by paying a \$248 fine.

PRAYER

WHEREFORE, Complainant prays that a hearing be held on the charges and that thereafter the Fish and Game Commission issues a decision:

- (1) Suspending GROAT's Commercial Fishing License for a period of 2 years;
- (2) Suspending GROAT's Dungeness Crab Vessel Permit number CT0050-T6, assigned to *Wildcat*, for a period of 4 years; and
- (3) Taking such other and further action as may be deemed just and proper.

Dated this 22 day of May 2026

DocuSigned by:

AA968532644A4EB...

NATHANIEL ARNOLD
COMPLAINANT
CHIEF, LAW ENFORCEMENT DIVISION

VERIFICATION

I, Nathaniel Arnold, the undersigned, say:

I am a party to this action; the above document is true of my own knowledge, except as to the matters that are stated on my information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the above is true and correct and that this declaration was executed on May 22, 2026, at 715 P St., Sacramento, CA 95814.

Date: 5/22/2026

DocuSigned by:

AA968532644A4EB...

Nathaniel Arnold
Declarant

In the Matter of the Accusation Against Terry Lynn Groat

1 *In the Matter of the Accusation Against TERRY LYNN GROAT*

2
3 **PROOF OF SERVICE**

4 I am a resident of the State of California, over the age of eighteen years, and not a party to
5 the within action. My business address is California Department of Fish and Wildlife, 715 P
6 Street, Sacramento, California 95814. On May 26, 2026, I served the within documents described
7 as:

- 8 **1. Accusation;**
9 **2. Notice of Defense (Under Govt. Code § 11506) (2 copies);**
10 **3. Statement to Respondent; and**
11 **4. California Government Code §§ 11507.5, 11507.6 and 11507.7 (2 copies).**

12 _____ (BY ELECTRONIC SERVICE) by transmitting via electronic service the documents listed
13 above to the e-mail address set forth below on this date at _____. The transmission was
14 reported as complete and without error.

15 X (BY CERTIFIED MAIL – RETURN RECIEPT REQUESTED) I am familiar with my
16 employer's collection and processing of correspondence for mailing with the United States
17 Postal Service and that each day mail is deposited with the United States Postal Service that
18 same day in the ordinary course of business. On the date set forth above, I served the
19 aforementioned documents on the party in said action by placing a true copy thereof
20 enclosed in a sealed envelope with postage thereon fully prepaid, for collection and mailing
21 on this date, following ordinary business practices in Sacramento, California addressed as
22 set forth below.

23 **TERRY GROAT**

24 **_____**
25 Crescent City, CA 95531

26 CERTIFIED MAIL NO.: 7021 1970 0002 0038 5388

27 I declare under penalty of perjury under the laws of the State of California that the foregoing
28 is true and correct. Executed on May 26, 2026, at Sacramento, California.

DocuSigned by:

9B06DA19D82146A...

Cooper Wilce



State of California – Natural Resources Agency
 DEPARTMENT OF FISH AND WILDLIFE
 P.O. Box 944209
 Sacramento, CA 94244-2090
www.wildlife.ca.gov

GAVIN NEWSOM, Governor
MEGHAN HERTEL, Director



July 17, 2026

California Fish and Game Commission
 715 P Street
 16th Floor
 Sacramento, CA 95124

Subject: Suspension of Terry Lynn Groat's Commercial Fishing License and Dungeness Crab Vessel Permit (CT0050-T6)

Dear Commissioners:

Pursuant to Government Code, section 11520, subdivision (a) ("Section 11520(a)"),¹ the Department is requesting that the Fish and Game Commission ("Commission") suspend Terry Lynn Groat's Commercial Fishing License for a period of two years and Dungeness Crab Vessel Permit, number CT0050-T6, for a period of 4 years at its August 12-13, 2026 meeting, without holding a hearing on the matter.

The Commission may suspend Mr. Groat's Commercial Fishing License and Dungeness Crab Vessel Permit at its August 12-13 meeting because Mr. Groat has waived his right to a hearing. On June 22, 2026, the Department personally served Mr. Groat with the Accusation. (Exhibit 1.) Mr. Groat declined to file a Notice of Defense requesting a hearing within 15 days of receiving the accusation, i.e., by July 7, 2026, as required pursuant to Government Code section 11506, subdivision (a)(1).² Accordingly, Mr. Groat has waived his right to a hearing. Instead, the Commission may suspend his Commercial Fishing License and Dungeness Crab Vessel Permit based upon his express admissions or other evidence at its August 12-13 meeting.

As described in the accusation and the attached exhibits submitted as uncontroverted evidence of the violations, Mr. Groat has committed multiple violations of the Fish and Game Code, and regulations adopted pursuant to it. These violations include:

2025 Case

- Mr. Groat had at least 87 Dungeness crab traps set in state waters for at least 28 days after the closure of the commercial Dungeness crab season on June 20, 2025. (Exhibit 2.)
 - On or about between June 20, 2025, and July 18, 2025, a 28-day period, Mr. Groat had at least 49 Dungeness crab traps set in state waters after the June 20,

¹ Section 11520 (a) states in part, "If the respondent either fails to file a notice of defense, or, as applicable, notice of participation, or to appear at the hearing, the agency may take action based upon the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent..."

² Government Code, section 11506, subdivision (a)(1) states, "Within 15 days after service of the accusation or District Statement of Reduction in Force the respondent may file with the agency a notice of defense, or, as applicable, notice of participation, in which the respondent may: (1) Request a hearing."

2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).

- On or about between June 20, 2025, and July 23, 2025, a 33-day period, Mr. Groat had at least 30 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).
- On or about between June 20, 2025, and July 24, 2025, a 34-day period, Mr. Groat had at least 8 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).
- From at least on or about June 20, 2025, to at least July 18, 2025, a 28-day period, Mr. Groat fished with at least 87 Dungeness crab traps without raising, cleaning, servicing, and emptying them at intervals not to exceed 96 hours, in violation of Section 9004. (Exhibit 2.)
- On or about July 18, 2025, Mr. Groat fished with at least three Dungeness crab traps that had buoys without biennial buoy tags attached, in violation of Section 132.1(b). (Exhibit 2.)
- On or about between April 1, 2025, and July 1, 2025, Mr. Groat, on 3 separate occasions, reported his fishing activities after the designated reporting dates, April 1, 2025, June 1, 2025, and July 1, 2025, in violation of Section 132.8(g)(1). (Exhibit 2.)
- On or about between June 20, 2025, and at least July 18, 2025, Mr. Groat fished with at least 87 Dungeness crab traps without servicing them, causing them to kill and waste hundreds of Dungeness crabs in violation of Section 1.87. (Exhibit 2.)

On October 24, 2025, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number CM253281, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d) and 9004. (Exhibit 4.)

On January 5, 2026, Mr. Groat entered a Nolo Contendere plea to a misdemeanor violation of Section 8276(d) and was sentenced to probation and assessed a \$235 fine. (Exhibit 5.)

2024 Case

- On or about January 18, 2024, Mr. Groat was offloading Dungeness crab from his vessel and possessed one female Dungeness crab for commercial purposes, in violation of Section 8278(a). (Exhibit 3.)

On January 26, 2024, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number IN240298, an infraction violation of Section 8278(a) was filed.

On February 29, 2024, Mr. Groat forfeit bail for an infraction violation of Section 8278(a) by paying a \$248 fine. (Exhibit 6.)

In sum, Mr. Groat abandoned at least 87 Dungeness crab traps in the Pacific Ocean, necessitating the removal of the traps by Department Wardens. Not only did Mr. Groat put migrating wildlife at risk of entanglement, but he also put the Dungeness fishery at risk by abandoning his traps.

Additionally, Mr. Groat failed to comply with reporting and buoy and trap marking requirements, obstructing the Department's effort to track where gear was in the ocean and analyze entanglements as they occur. Accordingly, the Department is requesting that the Commission suspend Mr. Groat's Commercial Fishing License for a period of two years and his Dungeness Crab Vessel Permit, number CT0050-T6, for a period of four years at its August 12-13, 2026 meeting, without holding a hearing on the matter.

If you have any questions, please do not hesitate to contact Staff Counsel Cooper Wilce by telephone number at (916) 241-7894 or e-mail at Cooper.Wilce@wildlife.ca.gov.

Sincerely,

DocuSigned by:


AA968532644A4EB...
NATHANIEL ARNOLD
Chief, Law Enforcement Division

Cc: Terry Lynn Groat

Exhibit 1

Accusation and Proof of Personal Service

COOPER WILCE (SBN 344611)
Staff Counsel
Department of Fish and Wildlife
P.O. Box 944209
Sacramento, CA 94244-2090
(916) 241-7894
e-mail: Cooper.Wilce@Wildlife.ca.gov
Attorney for Complainant

OFFICE OF ADMINISTRATIVE HEARINGS
BEFORE THE FISH AND GAME COMMISSION

In the Matter of the Accusation Against)
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PARTIES

1. Nathaniel Arnold ("Complainant") is the Chief of the Law Enforcement Division for the Department of Fish and Wildlife ("Department") and brings this Accusation solely in his official capacity.
2. On or about February 25, 2026, the Department renewed a Commercial Fishing License ("License") issued to Respondent, TERRY LYNN GROAT ("GROAT"). The license has been in full force and effect at all times relevant in this Accusation.
3. On or about April 10, 2026, the Department renewed a Dungeness Crab Vessel Permit ("Permit"), number CT0050-T6, issued to the vessel number 70804, named "*Wildcat*," owned by Respondent GROAT. The permit has been in full force and effect at all times relevant in this Accusation.

In the Matter of the Accusation Against Terry Lynn Groat

JURISDICTION

This Accusation is brought before the Fish and Game Commission
("Commission") under the authority of the following laws.

4. Fish and Game Code section 86 ("Section 86"), which states:

"Take" means hunt, pursue, catch, capture, or kill, or attempt to hunt, pursue, catch, capture, or kill.

5. Fish and Game Code section 7857(b)(2) ("Section 7857(b)(2)"), which states:

(b) The commission, after notice and opportunity for hearing, may suspend, revoke, or cancel commercial fishing privileges for a period of time to be determined by the commission for the following reasons:

...
(2) A violation of this code, the terms of the permit or other entitlement, or the regulations adopted pursuant thereto, by the licensee, permittee, person holding the entitlement, or his or her agent, servant, employee, or person acting under the licensee's, permittee's, or entitled person's direction or control.

6. Fish and Game Code section 8276(d) ("Section 8276(d)"), which states:

(d) All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season.

7. Fish and Game Code section 8278(a) ("Section 8278(a)"), which states:

(a) Except as otherwise provided, no Dungeness crab less than six and one-quarter ($6\frac{1}{4}$) inches in breadth, and no female Dungeness crab, may be taken, possessed, bought, or sold, except that not more than 1 percent in number of any load or lot of Dungeness crabs may be less than six and one-quarter ($6\frac{1}{4}$) inches in breadth but not less than five and three-quarters ($5\frac{3}{4}$) inches in breadth.

8. Fish and Game Code section 9004 ("Section 9004"), which states:

Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state.

9. Fish and Game Code section 12158.5 ("Section 12158.5"), which states:

For the purpose of invoking any provision of this code, or any rule, regulation, or order made or adopted under this code, relating to the suspension, revocation, or forfeiture of any license or permit, a plea of nolo contendere or "no contest" to, or forfeiture of bail from, a charge of a violation of any provision of this code, or any

rule, regulation, or order made or adopted under this code, is a conviction of a violation thereof.

10. California Code of Regulations, Title 14, section 1.87 ("Section 1.87"), which states:

It is unlawful to cause or permit any deterioration or waste of any fish taken in the waters of this state.

11. California Code of Regulations, Title 14, section 132.1(b) ("Section 132.1(b)"), which states:

(b) Dungeness Crab Biennial Buoy Tags. As required by Section 9005 of the Fish and Game Code, every Dungeness crab trap placed in waters of the state to take Dungeness crab for commercial purposes shall be marked with a buoy. Each Dungeness crab trap on board or fished from a permitted Dungeness crab vessel is required to have a biennial buoy tag affixed to the main buoy, known hereafter as buoy tag, pursuant to the provisions of Section 8276.5(a)(1)(D) of the Fish and Game Code. The buoy tag shall contain the department-assigned Dungeness crab vessel permit number and trap tier number. All of the buoy tags allocated to each Dungeness crab vessel permit as described in this Section and Section 8276.5(a)(1) of the Fish and Game Code shall be purchased by the permit holder biennially at the same time a Dungeness crab vessel permit is purchased or the permit shall be void pursuant to Section 8276.5(a)(3)(A) of the Fish and Game Code. The nonrefundable fee for each buoy tag is \$5.00.

12. California Code of Regulations, Title 14, section 132.8(g)(1) ("Section 132.8(g)(1)"), which states in part:

(g) Mandatory Data Reporting Requirements

(1) Fishing Activity Reporting Requirement: Every Dungeness crab permit holder shall submit reports regarding their fishing activities while their Dungeness crab gear, including Alternative Gear, are present or placed in any Fishing Zone for the purpose of commercially taking Dungeness crab. Permit holders shall continuously submit reports on or before the designated report dates until their fishing activities have ceased for the Fishing Season and all their Dungeness crab gear has been removed from all Fishing Zones. Designated report dates are the first and 16th day of each month. Reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov, or on a form provided by the department. Each report shall document the following information regarding the permit holder's current fishing activity: ...

**FIRST
CAUSE FOR DISCIPLINE**

13. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that he violated Section 8276(d), a violation for which the License and Permits may be suspended. The circumstances are as follows:

a. On or about between June 20, 2025, and July 18, 2025, a 28-day period, Respondent GROAT had at least 49 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).

b. On or about between June 20, 2025, and July 23, 2025, a 33-day period, Respondent GROAT had at least 30 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).

c. On or about between June 20, 2025, and July 24, 2025, a 34-day period, Respondent GROAT had at least 8 Dungeness crab traps set in state waters after the June 20, 2025 closure of the commercial Dungeness crab season in violation of Section 8276(d).

d. In total, Respondent GROAT had at least 87 Dungeness crab traps set in state waters for at least 28 days after the closure of the commercial Dungeness crab season on June 20, 2025.

a. On or about October 24, 2025, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number CM253281, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d) and 9004.

///

In the Matter of the Accusation Against Terry Lynn Groat

b. On January 5, 2026, Respondent GROAT entered a Nolo Contendere plea to a misdemeanor violation of Section 8276(d) and was sentenced to probation and assessed a \$235 fine.

**SECOND
CAUSE FOR DISCIPLINE**

14. Respondent GROAT is subject to disciplinary action under Section 7857(b)(2) in that he violated Section 9004, a violation for which the License and Permits may be suspended. The circumstances are as follows:

a. From at least on or about June 20, 2025, to at least July 18, 2025, a 28-day period, Respondent GROAT fished with at least 87 Dungeness crab traps without raising, cleaning, servicing, and emptying them at intervals not to exceed 96 hours, in violation of Section 9004.

b. On or about October 24, 2025, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number CM253281, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d) and 9004.

c. On January 5, 2026, Respondent GROAT entered a Nolo Contendere plea to a misdemeanor violation of Section 8276(d) and was sentenced to probation and assessed a \$235 fine.

**THIRD
CAUSE FOR DISCIPLINE**

15. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that he violated Section 132.1(b), a violation for which the License and Permits may be suspended. The circumstances are as follows:

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a. On or about July 18, 2025, Respondent GROAT fished with at least three Dungeness crab traps that had buoys without biennial buoy tags attached, in violation of Section 132.1(b).

b. On or about July 24, 2025, Respondent GROAT fished with at least two Dungeness crab traps that had buoys without biennial buoy tags attached, in violation of Section 132.1(b).

**FOURTH
CAUSE FOR DISCIPLINE**

16. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that GROAT violated Section 132.8(g)(1), a violation for which the License and Permits may be suspended. The circumstances are as follows:

c. On or about between April 1, 2025, and July 1, 2025, Respondent GROAT, on 3 separate occasions, reported his fishing activities after the designated reporting dates, April 1, 2025, June 1, 2025, and July 1, 2025, in violation of Section 132.8(g)(1).

**FIFTH
CAUSE FOR DISCIPLINE**

17. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that he violated Section 1.87, a violation for which the License and Permits may be suspended. The circumstances are as follows:

d. On or about between June 20, 2025, and at least July 18, 2025, Respondent GROAT fished with at least 87 Dungeness crab traps without servicing them, causing them to kill and waste hundreds of Dungeness crabs in violation of Section 1.87.

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**SIXTH
CAUSE FOR DISCIPLINE**

18. Respondent GROAT is subject to disciplinary action under Section 7857(b) in that GROAT violated Section 8278(a), a violation for which the License and Permits may be suspended. The circumstances are as follows:

e. On or about January 18, 2024, Respondent GROAT possessed one female Dungeness crab for commercial purposes, in violation of Section 8278(a).

c. On or about January 26, 2024, in *People v. Terry Lynn Groat*, Del Norte County Superior Court case number IN240298, Del Norte County District Attorney's Office filed a complaint alleging an infraction violation of Section 8278(a).

d. On February 29, 2024, Respondent GROAT forfeit bail for an infraction violation of Section 8278(a) by paying a \$248 fine.

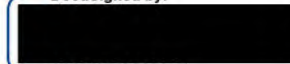
PRAYER

WHEREFORE, Complainant prays that a hearing be held on the charges and that thereafter the Fish and Game Commission issues a decision:

- (1) Suspending GROAT's Commercial Fishing License for a period of 2 years;
- (2) Suspending GROAT's Dungeness Crab Vessel Permit number CT0050-T6, assigned to *Wildcat*, for a period of 4 years; and
- (3) Taking such other and further action as may be deemed just and proper.

Dated this 22 day of May 2026

DocuSigned by:



AA968532644A4EB...

NATHANIEL ARNOLD
COMPLAINANT
CHIEF, LAW ENFORCEMENT DIVISION

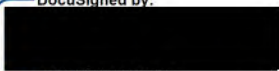
VERIFICATION

I, Nathaniel Arnold, the undersigned, say:

I am a party to this action; the above document is true of my own knowledge, except as to the matters that are stated on my information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the above is true and correct and that this declaration was executed on May 22, 2026, at 715 P St., Sacramento, CA 95814.

Date: 5/22/2026

DocuSigned by:

AA966532644A4EB...

Nathaniel Arnold
Declarant

In the Matter of the Accusation Against Terry Lynn Groat

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PROOF OF SERVICE

I, David Walker, hereby declare as follows:

I am employed in the County of Del Norte, State of California. I am eighteen years of age
or older and not a party to the matter. My business address is 619 2nd street Eureka Ca, 95501

On 6/22/26, I caused to be served Statement to Respondent, Accusation, Notice of Defense (two copies)
Government Code (two Copies)

by handing the documents described above to: Terry Lynn GROAT

at the following address:

[REDACTED] Crescent City Ca, 95531

I declare under penalty of perjury under the laws of the State of California that the foregoing is
true and correct, and this Declaration was executed at Crescent City, California on 6/22/26.

Signature: [REDACTED]

David Walker

Exhibit 2

Citation and Report

Case Number CM253281

298400

NOTICE TO:

☐ APPEAR IN COURT AT ☐ AM ☐ PM

OR

☐ RESPOND TO CITATION BEFORE:

DATE: 1 / 1 / 1

See back for detailed instructions

☒ To be notified

COURT NAME: DEL NORTE SUPERIOR

DEPARTMENT: _____

ADDRESS: 450 H STREET
CRESCENT CITY CA 95531

PHONE#: 707-464-8115

COURT CODE: 08100

ACT BY THIS DATE TO AVOID A
WARRANT OR ADDED FEES

Date of Violation (mm/dd/yy)

Time ☒ AM ☐ PM

Driver's License Number (all states)

Class

State

07/18/25
600

600

600

C

CA

Name (first, middle, last)

TERRY LYNN GROAT

CRESCENT CITY CA 95531

Date of Birth (mm/dd/yy)

[REDACTED]

Commercial

Insurance

☐ Y ☐ N

☐ Y ☐ N

Race / Ethnicity

Sex

Height

Weight

Vehicle License/VIN

State

Reg (mm/yy)

Year of Veh.

Make

COAST GUARD #295055 / FAS 70804

1964

COMMERCIAL

Registered Owner/Lessee for Same as driver ☐ Owner's responsibility (VC, § 40001)

Model

Body Style

TERRY LYNN GROAT

VEHICLE

39.4

Address (no., street, city, state, zip) ☒ Same as driver

Color

Blue

Reason for Stop SEIZED PURSUANT FSC 1006

Evidence Seized: ☒ Y ☐ N

Returned: ☐ Y ☒ N

CITATION DETAILS

☐ Booking Required (see reverse)

Correctable

(Fix-It)

Code/Section

Description

M = Misdemeanor

I = Infraction (circle)

☐ YES FSC 8276(C) FAILURE TO REMOVE TRAPS (M) I

☐ YES FSC 9004 SERVICE INTERVALS 96 HOURS (M) I

☐ YES CURT 14 152.1(C) BOWTIE REQUIREMENTS (M) I

☐ YES CURT 14 152.8(C) BI-WEEKLY REPORTS (M) I

Approx. Speed

PF/Max Speed

Veh. Limit

Safe Speed

☐ Commercial Veh.

VC, § 15210(b)

☐ Hazardous Mat.

VC, § 353

Location of Violation

OFFSHORE DEL NORTE COUNTY

City/County of Occurrence

CRESCENT CITY / DEL NORTE

Event No.

Comments (weather, road, traffic conditions)

☐ Violations not committed in my presence, declared on information and belief (VC, § 40600)

I declare under penalty of perjury under the laws of the State of CA that the foregoing is true and correct.

1 / 1 / 1

DECL. DATE

D. WALKER

ARRESTING OR CITING OFFICER

848

BADGE NO.

1 / 1 / 1

DECL. DATE

ARRESTING OFFICER, (if different from above)

BADGE NO.

I promise to act by the top of this citation. Signing DOES NOT admit guilt.

[REDACTED]

EMAIL - OPTIONAL (may be used for reminders)

X FORMAL COMPLAINT

SIGNATURE

☐ Juvenile Parent/Guardian Phone No. ()

DEFENDANT COPY | FORM INFO

Continuation form ☐

Form Adopted for Mandatory Use
Judicial Council of California
TR-130, Traffic/Nontraffic Notice to Appear
[Rev. Jan. 1, 2024]
SEE REVERSE

COURT COPY

298400

Vehicle Code, §§40500(b), 40513(b),
40522, 40600; Pen. Code, §853.9

CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE
CONTINUATION ☒ NOTICE TO APPEAR
OF CITATION ☐ NOTICE TO CORRECT VIOLATION

Date of Violation 07/18/2025 Citation No. 298400
Name (Last, Middle, First) GROAT, LYNN, TERRY Date of Birth 03/13/1964

Correctable Violation (Veh. Code, § 40610)

Yes	No	Code and Section	Description	Misdemeanor or Infraction (Circle)
5 ☐	☒	CCRT141.87	WASTE OF FISH	(M) I
6 ☐	☐			M I
7 ☐	☐			M I
8 ☐	☐			M I
9 ☐	☐			M I
10 ☐	☐			M I
11 ☐	☐			M I
12 ☐	☐			M I
13 ☐	☐			M I
14 ☐	☐			M I
15 ☐	☐			M I
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18 ☐	☐			M I
19 ☐	☐			M I
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21 ☐	☐			M I

☐ Violations not committed in my presence, declared on information and belief.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct, and a continuation of the enforcement document noted.

07/18/25 D. WALKER 848
Date Arresting or Citing Officer Badge No.
Name of Arresting Officer, if different from Citing Officer

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED.

X Signature FORMAL COMPLAINT

Judicial Council of California Form
Rev. 01-01-04 (Veh. Code, §§ 40500(b), 40513(b), 40522, 40600, 40610(d), 40618; Pen. Code, § 853.9)

SEE REVERSE
TR-108

COURT COPY



Date/Time of Incident/Occurrence 07/18/2025 6:00		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest FORMAL COMPLAINT	Type of Contact COMPLAINT	RMS Case Number: FW-2509-0264	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name DEL NORTE COUNTY/GROAT/COMMERCIAL FISHING		Arresting/Case Officer WALKER, DAVID L 0848	

SUSPECT INFORMATION

Name Suspect (First, Middle, Last) TERRY LYNN GROAT	Involvement Type SUSPECT	Sex [REDACTED]	Date of Birth [REDACTED]	Citation Number 298400
Suspect Address (Street, Apt., City, State, Zip Code) [REDACTED] CRESCENT CITY, CA, 95531				Home Phone [REDACTED]
Identification Type DL: [REDACTED]	Suspect Description General: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Race: [REDACTED]			

OFFENSES AND CHARGES

9004 FGC TRAP RAISING INTERVALS
8276(d) All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season
California Code of Regulations Title 14-132.1(b) T14 Dungeness Crab Biennial Buoy Tags
California Code of Regulations Title 14- 132.8(g)(1)- Fishing Activity Reporting Requirement
California Code of Regulations Title 14-1.87 It is unlawful to cause or permit any deterioration or waste of any fish taken in the waters of this state.

WITNESS INFORMATION

Witness Name (First, Middle, Last) JUSTIN DEMIANEW	Involvement Type LEO	Sex	Date of Birth	Identification Number
Witness Address (Street, Apt., City, State, Zip Code) [REDACTED]				Home Phone [REDACTED]

PROPERTY/EVIDENCE

Status: HELD Description: (77) COMMERCIAL DUNGENESS CRAB TRAPS AND ASSOCIATED LINES AND BUOYS	Evidence Photographed? YES
Status: HELD Description: (10) DUNGENESS CRAB MARKER BUOYS WITH ASSOCIATED LINES	Evidence Photographed? YES

NARRATIVE

Background Information: California's Commercial Dungeness crab fishery is one of the most lucrative and regulated commercial fisheries in the			
Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 9/5/2025	Reviewer's Name NORRIS, TAYLOR M 0882	Date 9/18/2025



Date/Time of Incident/Occurrence 07/18/2025 6:00		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
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state. The Dungeness crab fishery has undergone significant changes due to new legislation, changing ocean conditions, and more recently risk of marine life entanglement, specifically related to whales and sea turtles. Abandoned or derelict commercial crab traps pose a tremendous threat to marine wildlife due to the sheer number of vertical lines and Dungeness crab traps set each year.

To minimize the threat of marine life entanglements, RAMP (Risk Assessment and Mitigation Program) was developed and codified in regulation on November 1, 2020. Under the Risk Assessment and Mitigation Program, there is a Fishing Activity Reporting Requirement specifying that a vessel participating in the California commercial Dungeness crab fishery must submit a bi-weekly report on or before the first and 16th day of each month. The bi-weekly report provides important fishing dynamics information to the Department. Specifically, location, depth, and number of traps per fishing vessel. This ensures that the Department is getting an up-to-date snapshot of all fleet activity. Having updated information on all fleet activity is necessary for the Department to assess the level of entanglement risk as it relates to fishing effort. It also helps inform the need or effectiveness of management actions, such as gear reductions or closures.

At the conclusion of the Fishing Season the number of lost traps shall also be reported on the final bi-weekly report that is submitted to the Department. All reports shall be submitted via email or text to whalesafefisheries@wildlife.ca.gov. If a commercial Dungeness crab fishery participant fails to submit a biweekly report, the Department sends a certified letter to the Dungeness crab permit holder advising them of the violation and the regulations. Additionally, the Department also emails the fisherman the same information.

The commercial Dungeness crab fishery from the Oregon state line to the Sonoma/Mendocino county line (Fishing Zones 1 and 2) opened on January 15, 2025 at 12:01 a.m., with a 64-hour pre-soak period beginning on Jan. 12, 2025 at 8:01 a.m. The commercial Dungeness crab season ended on June 20, 2025 at 1800 hours.

The laws pertaining to these requirements include:

California Code of Regulations Title 14-1.87 It is unlawful to cause or permit any deterioration or waste of any fish taken in the waters of this state.

Fish and Game Code 8276(d)- All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season.

Fish and Game Code 9004- Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state.

Fish and Game code 9006(b)- For a trap used to take Dungeness crab or hagfish, the commercial fishing license identification number only.

California Code of Regulations Title 14- 132.1(a)- Dungeness Crab Trap Tags. Every Dungeness crab trap aboard a permitted Dungeness crab vessel and fished in California waters shall have a valid tag attached to the Dungeness crab trap

California Code of Regulations Title 14- 132.8(g)(1)- Fishing Activity Reporting Requirement: When participating in the California commercial Dungeness crab fishery, all vessels must submit bi-weekly reports that include permit number, current Fishing Zone, depth range, and number of traps deployed at the time of reporting. Reports shall be submitted on or before the first and 16th day of each month. At the conclusion of the Fishing Season the number of lost traps shall also be reported on the final bi-weekly report that is submitted to the department. All reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov. All Commercial fisherman who participates in the commercial Dungeness Crab fishery are expected to abide by all laws and regulations ensuring the future of the fishery.

On July 17, 2025 at approximately 1200 hours the California Department of Fish and Wildlife Patrol Vessel Marlin arrived in Crescent City Harbor. The Marlin is a large patrol vessel equipped with a commercial grade crab davit

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 9/5/2025	Reviewer's Name NORRIS, TAYLOR M 0882	Date 9/18/2025
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commonly used to remove and or inspect commercial Dungeness crab traps. On this day the crew of the Marlin and myself patrolled offshore north of Crescent City Harbor near the mouth of the Smith river. Our primary goal on this day was to locate and determine the number of derelict commercial Dungeness crab traps that remained in the water after the close of the season. Commercial Dungeness crab trap marker buoys are typically arranged in a straight line consistent with what is commonly referred to as a "string of crab pots". These buoys are required to be marked with buoy tags identifying the Dungeness crab trap permit number, fishing tier, and the sequential buoy tag number, in addition to a fisherman identification number or "L" number.

On 7/18/2025 at approximately 0600 hours I was on uniformed vessel patrol aboard the patrol boat Marlin. I was offshore of Crescent city, Del Norte County, near the mouth of the Smith River for the primary purpose of enforcing resource-related laws and regulations. On this day I was focused on locating and removing lost, abandoned, or derelict commercial Dungeness crab gear. Between approximately 0800 hours 1500 hours the crew of the Marlin and I located and began pulling 49 Dungeness crab marker buoys and the corresponding traps. All but three buoys were marked with Dungeness Crab Biennial Buoy Tags permit number CT0050-T6. Using ALDS (CDFW Automated License Data System) it was later subsequently determined the traps belonged to the fishing vessel WILDCAT, owned and operated by Terry Lynn GROAT. The three buoys lacking the required Dungeness Crab Biennial Buoy Tag were identified by the fisherman identification number 16788 located on the buoy, also identifying GROAT as the operator. It is worth noting all the traps removed from state waters were extremely derelict and covered in marine growth, the traps contained bait jars with the trap access fastened closed. Most traps contained dead and live Dungeness crabs amongst other marine wildlife. Due to the marine growth the fisherman identification number was not immediately visible and required officers to scrape the growth away to reveal the corresponding numbers. The sequential buoy tag numbers are as follows:

CT0050-T6#028, CT0050-T6#053, CT0050-T6#077, CT0050-T6#101, CT0050-T6#104, CT0050-T6#107,
CT0050-T6#110, CT0050-T6#111, CT0050-T6#115, CT0050-T6#117, CT0050-T6#118, CT0050-T6#121,
CT0050-T6#125, CT0050-T6#130, CT0050-T6#138, CT0050-T6#139, CT0050-T6#141, CT0050-T6#144,
CT0050-T6#153, CT0050-T6#154, CT0050-T6#156, CT0050-T6#157, CT0050-T6#162, CT0050-T6#164,
CT0050-T6#166, CT0050-T6#168, CT0050-T6#173, CT0050-T6#174, CT0050-T6#180, CT0050-T6#181,
CT0050-T6#183, CT0050-T6#185, CT0050-T6#186, CT0050-T6#187, CT0050-T6#188, CT0050-T6#190,
CT0050-T6#191, CT0050-T6#194, CT0050-T6#196, CT0050-T6#88, CT0050-T6#108, CT0050-T6#142,
CT0050-T6#147, CT0050-T6#176, CT0050-T6#195, CT0050-T6#197

We successfully recovered 42 of the 49 Dungeness crab traps by attaching the trap line to a cleat on the patrol boat Marlin and gently applying thrust with the vessel's engines until the derelict crab trap became unburied from the ocean floor. Once the trap was free from the ocean floor, we lifted the traps to the deck of the PB Marlin using a crab davit. Using the same method, we were unsuccessful in recovering 7 crab traps related to Dungeness Crab Biennial Buoy Tag numbers, CT0050-T6#88, CT0050-T6#108, CT0050-T6#142, CT0050-T6#147, CT0050-T6#176, CT0050-T6#195, CT0050-T6#197 and were only able to remove the vertical line and buoy portion of these traps. This was due in part to the degradation of the line and the severity in which the trap was buried on the ocean floor. All of which can be associated with the owner/ operator of the crab traps GROAT, not properly servicing or removing them from the water at the conclusion of the commercial Dungeness crab season.

On 7/23/2025 at approximately 0630 hours Wildlife officer Justin Demianew and the crew of the Patrol boat Marlin were on uniformed vessel patrol offshore of Crescent city, Del Norte County, near the mouth of the Smith River for the primary purpose of enforcing resource-related laws and regulations. On this day officers were focused on locating and removing lost, abandoned, or derelict commercial Dungeness crab gear. Between approximately 0730 hours and 1530 hours the

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 9/5/2025	Reviewer's Name NORRIS, TAYLOR M 0882	Date 9/18/2025
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Type of Arrest FORMAL COMPLAINT		Type of Contact COMPLAINT	RMS Case Number: FW-2509-0264
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name DEL NORTE COUNTY/GROAT/COMMERCIAL FISHING			Arresting/Case Officer WALKER, DAVID L 0848

crew of the Patrol boat Marlin and officer Demianew located 30 Dungeness crab marker buoys and corresponding traps. All the buoys were marked with Dungeness Crab Biennial Buoy Tags permit number CT0050-T6, and belonged to the fishing vessel WILDCAT, owned and operated by Terry Lynn GROAT. The sequential buoy tag numbers are as follows:

CT0050-T6#003, CT0050-T6#004, CT0050-T6#005, CT0050-T6#006, CT0050-T6#007, CT0050-T6#008, CT0050-T6#010, CT0050-T6#011, CT0050-T6#012, CT0050-T6#013, CT0050-T6#014, CT0050-T6#018, CT0050-T6#019, CT0050-T6#020, CT0050-T6#023, CT0050-T6#027, CT0050-T6#029, CT0050-T6#031, CT0050-T6#032, CT0050-T6#033, CT0050-T6#034, CT0050-T6#036, CT0050-T6#039, CT0050-T6#055, CT0050-T6#056, CT0050-T6#076, CT0050-T6#078, CT0050-T6#079, CT0050-T6#136, CT0050-T6#150.

Officer Demianew and the crew of the Marlin were able to recover 29 of the 30 corresponding traps. Officer Demianew and the crew of the Marlin were only able to recover the line and buoy portion of the trap related to Dungeness Crab Biennial Buoy Tag number CT0050-T6#034. It is worth noting all the traps removed from state waters where extremely derelict and covered in marine growth, the traps contained bait jars with the trap access fastened closed. Most traps contained dead and live Dungeness crabs amongst other marine wildlife. Due to the marine growth the fisherman identification number was not immediately visible and required officers to scrape the growth away to reveal the corresponding numbers. All of which can be associated with GROAT not properly servicing or removing them from the water at the conclusion of the commercial Dungeness crab season.

On 7/24/2025 at approximately 0600 hours the crew of the patrol boat marlin departed Crescent City harbor and patrolled north to the area of Pelican Bay for the primary purpose of enforcing resource-related laws and regulations. On this day all officers were focused on locating and removing lost, abandoned, or derelict commercial Dungeness crab gear. At approximately 0700 hours the crew of the Marlin located eight Dungeness crab marker buoys. Six of the buoys were marked with Dungeness Crab Biennial Buoy Tags permit number CT0050-T6, belonging to the fishing vessel WILDCAT, owned and operated by Terry Lynn GROAT. The two buoys lacking the required Dungeness Crab Biennial Buoy Tag were identified by fisherman identification number 16788 located on the buoy, which also identified GROAT as the owner. The crew of the marlin was able to recover all six traps related to the Dungeness Crab Biennial Buoy Tags, but only able to remove the line and buoy portion of the untagged traps. The sequential buoy tag numbers are as follows:

CT0050-T6#057, CT0050-T6#082, CT0050-T6#093, CT0050-T6#048, CT0050-T6#049, CT0050-T6#051

On 9/10/2025 at approximately 1200 hours I spoke to GROAT via telephone. GROAT related he set and began servicing his crab gear in January on the season opener and continued servicing his gear through the months of February, March, and April. GROAT explained that on 05/01/2025 his vessel " WILDCAT" broke down at sea and the United States Coast Guard towed the WILDCAT to Brookings harbor. GROAT stated the WILDCAT has remained in Brookings and is currently still being repaired. When asked why he did not attempt to get a waiver for another vessel to assist with the removal of his crab gear, GROAT related "didn't know that was a thing". In addition to not being aware of the waiver process, GROAT added he experienced medical issues during the months after the WILDCAT broke down. I explained that I would be filing a Formal Complaint with the Del Norte County District Attorney's office and concluded our conversation.

In total Terry Lynn GROAT failed to remove at least 87 Commercial Dungeness crab traps at the conclusion of the 2024-2025 Commercial Dungeness crab season, violation of California Fish and Game Code section 8276(d). In addition to failing to remove his crab gear at the conclusion of the season, GROAT failed to raise, clean, service, and empty his traps at intervals, not to exceed 96 hours Violation of California Fish and Game Code Section 9004. Thus, his neglect directly caused the death and entrapment of hundreds of Dungeness crabs and various other marine species, Violation of California Code of Regulations Title 14 Section 1.87 which states It is unlawful to cause or permit any deterioration or

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 9/5/2025	Reviewer's Name NORRIS, TAYLOR M 0882	Date 9/18/2025
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Date/Time of Incident/Occurrence 07/18/2025 6:00		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest FORMAL COMPLAINT		Type of Contact COMPLAINT	RMS Case Number: FW-2509-0264
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name DEL NORTE COUNTY/GROAT/COMMERCIAL FISHING			Arresting/Case Officer WALKER, DAVID L 0848

waste of any fish taken in the waters of this state. After reviewing GROATS Dungeness Crab Biweekly fishing activity reports I discovered he failed to report his April 1st and June 1st biweekly reports, in addition to failing to submit a final biweekly report at the conclusion of the season, Violations of California Code of Regulations Title 14 section 132.8(g)1.

All traps were seized Per Fish and Game code 9008- Any trap used in violation of this code, or any regulations adopted pursuant thereto, is a public nuisance and, except as provided in Section 9007, shall be seized pursuant to Article 3 (commencing with Section 8630) of Chapter 3. All seized traps were stored at a secured California Department of Fish and Wildlife facility.

The California Department of Fish and Wildlife requests all seized property be forfeited pursuant California Fish and Game Code section 12157. In addition, The California Department of Fish and Wildlife Is respectfully requesting the Del Norte County District Attorney's office file the following misdemeanor charges on Terry Lynn GROAT:

FGC 8276(d)- All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season

FGC 9004-Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state

California Code of Regulations Title 14- 132.1(b)-Dungeness Crab Biennial Buoy Tags. As required by Section 9005 of the Fish and Game Code, every Dungeness crab trap placed in waters of the state to take Dungeness crab for commercial purposes shall be marked with a buoy. Each Dungeness crab trap on board or fished from a permitted Dungeness crab vessel is required to have a biennial buoy tag affixed to the main buoy, known hereafter as buoy tag, pursuant to the provisions of Section 8276.5(a)(1)(D) of the Fish and Game Code. The buoy tag shall contain the department-assigned Dungeness crab vessel permit number and trap tier number. All of the buoy tags allocated to each Dungeness crab vessel permit as described in this Section and Section 8276.5(a)(1) of the Fish and Game Code shall be purchased by the permitholder biennially at the same time a Dungeness crab vessel permit is purchased or the permit shall be void pursuant to Section 8276.5(a)(3)(A) of the Fish and Game Code. The nonrefundable fee for each buoy tag is \$5.00

California Code of Regulations Title 14- 132.8(g)(1)- Fishing Activity Reporting Requirement: When participating in the California commercial Dungeness crab fishery, all vessels must submit bi-weekly reports that include permit number, current Fishing Zone, depth range, and number of traps deployed at the time of reporting. Reports shall be submitted on or before the first and 16th day of each month. At the conclusion of the Fishing Season the number of lost traps shall also be reported on the final bi-weekly report that is submitted to the department. All reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov. All Commercial fisherman who participates in the commercial Dungeness Crab fishery are expected to abide by all laws and regulations ensuring the future of the fishery.

California Code of Regulations Title 14-1.87 It is unlawful to cause or permit any deterioration or waste of any fish taken in the waters of this state.

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 9/5/2025	Reviewer's Name NORRIS, TAYLOR M 0882	Date 9/18/2025
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Figure 1 Additional photographs available



Figure 2 Additional photographs available



Figure 3 Additional photographs available

Exhibit 3

Citation and Report

Case Number IN240298

Department of Fish and Wildlife
NOTICE TO APPEAR

☐ MISDEMEANOR
☐ Traffic ☒ Nontraffic

AD2243236

Date of Violation 01/18/24	Time 1949	☐ AM ☒ PM	Day of Week THURS	Case No.
Name (First, Middle, Last) Terry Lynn Groat		☐ Owner's Responsibility (Veh. Code, § 40001)		
Address [REDACTED]				
City Crescent City	State/Country CA	ZIP Code 95531	Phone #	
Driver Lic. No. [REDACTED]	State CA	Class C	Commercial ☐ Yes ☒ No	Age [REDACTED]
Sex [REDACTED]	Hair [REDACTED]	Eyes [REDACTED]	Height [REDACTED]	Weight [REDACTED]
Other Description [REDACTED]				
Veh. Lic. No. or VIN FN Wildcat		State CA	Reg. MO/YR	
Yr. of Veh. 1964	Make 39.4 feet	Model trap	Body Style BLUE	Color
Evidence of Financial Responsibility FC 70804				

Registered Owner or Lessee			☐ Same as Driver	
Address			☐ Same as Driver	
City			State	ZIP Code
Correctable Violation (Veh. Code, § 40610) Yes No Code and Section Description			Misdemeanor or Infraction (Circle)	
☐ ☒ CLR T-14 1.14 tow + FGL			M ①	
☐ ☐ 8278(a) - unlawful take/possess			M I	
☐ ☐ of Female Dungeness crab			M I	
☐ ☐ (1 count)			M I	

Speed Approx.	P.F./Max Spd.	Veh. Lmt.	GPS Lat.	Long
Location of Violation(s) at Citizens Dock Road Del Norte				
City/County of Occurrence				
Cal TIP: Yes ☒ No				
Evidence Seized RTW (1) Female Dungeness Crab				

☐ Violations not committed in my presence, declared on information and belief.
I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.
1/18/24 J. Demianew 959
Date Arresting or Citing Officer Badge No.

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.
X Signature [REDACTED]

WHEN: ON OR BEFORE THIS DATE: 02/18/24 Time: 1330 ☐ AM ☒ PM
WHAT TO DO: FOLLOW THE INSTRUCTIONS ON THE REVERSE.
WHERE: Name of Court: Del Norte Superior
Section or Division, Room No.:
Street Address: 450 H Street, Crescent City CA 95531
Phone Number: 707 464 8115 Court 08100

☐ To be notified ☐ You may arrange with the clerk to appear at a night session of the court.

AD2243236



AD2243236

COURT COPY



Date/Time of Incident/Occurrence 01/18/2024 19:49		City/County/Judicial Jurisdiction CRESCENT CITY/DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest ARREST REPORT	Type of Contact SELF-INITIATED	RMS Case Number: FW-2401-0286	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name GROAT/CITIZENS DOCK/CCR T14 1.14 TOWIT FGC 8278(A)		Arresting/Case Officer DEMIANEW, JUSTIN A 0959	

SUSPECT INFORMATION

Name Suspect (<i>First, Middle, Last</i>) TERRY LYNN GROAT	Involvement Type SUSPECT	Sex [REDACTED]	Date of Birth [REDACTED]	Citation Number AD2243236
Suspect Address (<i>Street, Apt., City, State, Zip Code</i>) [REDACTED] CRESCENT CITY, CA, 95531				Home Phone [REDACTED]
Identification Type DL: [REDACTED]	Suspect Description General: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Race: [REDACTED]			

OFFENSES AND CHARGES

CCR Title 14 1.14 towit FGC 8278(a) - unlawful take/possession of commercially caught female Dungeness crab

VEHICLE INFORMATION

Status: NOT SEIZED	Evidence Photographed? NO
Description: F/V WILDCAT FG 70804	

Preparer's Name and Badge Number DEMIANEW, JUSTIN A 0959	Date 1/19/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 1/19/2024
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Date/Time of Incident/Occurrence 01/18/2024 19:49		City/County/Judicial Jurisdiction CRESCENT CITY/DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest ARREST REPORT		Type of Contact SELF-INITIATED	RMS Case Number: FW-2401-0286
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name GROAT/CITIZENS DOCK/CCR T14 1.14 TOWIT FGC 8278(A)			Arresting/Case Officer DEMIANEW, JUSTIN A 0959

CASE SYNOPSIS

On 01/18/2024, at approximately 1949 HRS, I was on uniformed patrol conducting commercial fishing license and catch inspections at Citizens Dock, Crescent City Harbor. I contacted several fisherman offloading Dungeness crab from the Fishing Vessel Wildcat (FG 70804). During an inspection of the crab from the vessel, I discovered several undersize Dungeness crab and (1) female Dungeness crab. Per FGC 8278(a) - female crab cannot be taken/possessed in a commercial capacity. I cited the vessel's skipper, Terry Lynn Groat, for CCR Title 14 1.14 towit FGC 8278(a) - unlawful take/possession of female Dungeness crab. I seized and returned to the wild (1) female Dungeness crab.

PROPERTY/EVIDENCE

Status: RETURNED TO WILD	Evidence Photographed? YES
Description: RTW (1) FEMALE DUNGENESS CRAB	

Preparer's Name and Badge Number DEMIANEW, JUSTIN A 0959	Date 1/19/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 1/19/2024
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Exhibit 4

Complaint

Case Number CM253281

DA# FW-2509-0264 Agency: CAFW

Officer: WALKER

FILED

DISTRICT ATTORNEY
County of Del Norte County
450 H Street, Room 171
Crescent City, CA 95531
(707) 464-7210

11/14

OCT 24 2025
SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF DEL NORTE

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

vs.

TERRY LYNN GROAT
[REDACTED]

Defendant

CM253281
COMPLAINT

I, the undersigned, state, on information and belief, that defendant did, in Del Norte Judicial District, County of Del Norte, State of California, commit the following crimes:

COUNT 1.
FAILURE TO TIMELY REMOVE CRAB TRAPS FROM THE OCEAN in violation of section FG8276(d), a misdemeanor.

On or about July 15, 2025, the defendant failed to remove Dungeness crab traps by 11:59pm on the last day of the Dungeness crab season.

COUNT 2.
ABANDONING CRAB TRAPS IN THE WATERS OF THIS STATE in violation of section FG9004, a misdemeanor.

Between July 15, 2025 and October 1, 2025, the defendant abandoned no less than 100 crab traps in the waters of this state.

I do swear, under penalty of perjury, on October 24, 2025, at Crescent City, California, that the
[REDACTED] correct on information and belief.

Katherine N. Micks, District Attorney



THE FOREGOING IS A CERTIFIED COPY OF
THE ORIGINAL ON FILE IN THIS OFFICE.

DATE: 05/20/2026

ATTEST: [REDACTED]

Exhibit 5

Court Records

Case Number CM253281

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF DEL NORTE

Plaintiff: The People of the State of California

Counsel ☐ Ingram ☐ Micks ☐ Morris ☐ Specchio ☒ Zocchi
☐ Telephonic

Defendant: TERRY LYNN GROAT

Counsel Present TAMRA S FALLMAN-BERLING ☐ Not Present

Event:

Pre-Trial Conference + Resolution

Judge: KAREN OLSON ☐

Clerk: ☐ Crockett ☐ Dykes ☒ Hisoire ☐ Lawrence ☐ Villanueva

Balliff: ☒ Present ☐ Not present

Probation Officer: ☒ Not Present

CSR: ☐ Hofstad ☐

Cert. Interpreter:

☐ Statement given pursuant to GC Section 68561(g)

Language: ☐ Spanish ☐

Date: January 5, 2026

Case Number: CM253281

Charges:

Ct.1 FG8276(d)

Ct.2 FG9004

Warrant: ☐ Active ☐ Pending ☐ Bail Bond

ARRAIGNMENT

DEFENDANT: ☒ present ☐ not present ☐ in custody ☒ out of custody ☐ PC 977 Waiver ☐ filed.

☐ Defendant advised of charges/allegations/Rights ☐ Defendant waived (further) reading and advisement of rights.

☐ Defendant pled NOT GUILTY ☐ Denies Special Alleg. ☐ Denies Aggravated Factors

☐ Denied ☐ Probation Viol. ☐ PC 19.9 ☐ Parole ☐ PRCS Violation

☐ Public Defender ☐ appointed ☐ relieved ☐ general/special appearance

☐ Conflict Counsel ☐ appointed ☐ relieved ☐ assigned

☐ Amended Complaint ☐ Information ordered filed

☐ Complaint ☐ Information ☐ Amended ☐ Report provided ☐ PV ☐ PC 19.9 ☐ Parole ☐ PRCS Petition provided to Defendant

☐ Complaint amended to ☐ Charges amended to

☐ Defendant states true name is

☐ Continued ☐ Court's own motion ☐ by stipulation ☐ at the request of ☐ C.P.O ☐ Conduct Order

CALENDAR SETTINGS

☐ Bail Hearing set for at Dept. ☐ Conf. ☐ Vac.

☐ Entry of Plea /Setting at Dept. ☐ Conf. ☐ Vac.

☐ Pre-trial set for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☒ Jury Trial set for 1/7/26 at 9:00 Dept. 2 ☐ Confirmed. ☒ vacated ☐ cont. to

☐ Readiness Conference (One Day) at Dept. ☐ Confirmed ☐ vacated ☐ cont. to

☐ Preliminary Hearing at Dept. ☐ Confirmed ☐ vacated ☐ cont. to

☐ Court Trial set for at Dept. ☐ Confirmed ☐ vacated ☐ cont. to

☐ PV Hearing set for at Dept. ☐ Confirmed ☐ vacated ☐ cont. to

☐ PC 19.9 Hearing for at Dept. ☐ Confirmed ☐ vacated ☐ cont. to

☐ PRCS ☐ Parole Hrg.set for at Dept. ☐ Confirmed ☐ vacated ☐ cont. to

☐ Sentencing set for at Dept. ☐ Confirmed ☐ vacated ☐ cont. to

☐ Cert. Pursuant to P.C. §1368 to be heard at Dept. ☐ vacated ☐ cont. to

☐ Motion for set for at Dept. ☐ Vacated ☐ cont. to

☐ Continued for on at Dept. ☐ vacated ☐ cont. to

☐ Time Prev. Waived

☐ TIME WAIVED ☐ 10 ☐ 60

☐ Time Waiver Filed.

Appearances ☐ Mandatory Appearance ☐ Zoom Appearance ☐ Personal appearance waived

BAIL HEARING/PRETRIAL ASSESSMENT

Probation Officer: gave report ☐ orally ☐ in writing ☐ Filed in Court

☐ Criminal Protective Order ☐ Conduct Order ☐ issued and filed ☐ Defendant served in open Court

☐ Motion for O.R. ☐ granted ☐ denied ☐ People request remand ☐ Granted ☐ Denied

☐ The Court finds by clear and convincing evidence that Defendant ☐ is a danger to the community ☐ will not appear if released

☐ There are no reasonable means to ensure ☐ the community's safety ☐ the Defendant's appearance back in court

☐ Defendant is released on Pretrial Supervision. ☐ Pretrial Supervision is revoked. ☐ Pretrial Supervision is terminated.

☐ Referred to the Prob. Dept. for: ☐ Bail Hrg. Rpt. ☐ Interview Requested ☐ Diversion Eligibility ☐ Restitution Report



ENTRY OF PLEA/SENTENCING

PLEADS ☐ GUILTY ☒ NO CONTEST ☐ PREV. Pled ☒ Misd. ☐ Felony to Count 1, FG & 276(d)

☐ Admits priors ☐ Admits enhancements ☐ Enhancements stricken ☐ Admits aggravating factors
☐ Complaint is deemed the Information, case is certified (held to answer.)
☐ Waiver of Preliminary Hearing signed and filed in open court. Defendant held to answer on all counts and the case is certified.
 PROBATION VIOL. ☐ PC 19.9 ☐ PRCS ☐ Parole ☐ Admitted as Alleged ☐ Found in Violation ☐ Dismissed
☒ TAIL waiver filed. ☐ Defendant to be sentenced under PC 1170(h) ☐ Does not qualify for PC 1170(h)

☒ Remaining Counts dismissed
☐ Defendant states he/she ☐ does ☐ does not own firearms. ☐ *PPRF returned to the attorney to forward to Probation Department.

COURT FINDS ☒ factual basis for ☒ plea ☐ admission ☒ def. Knowingly, intelligently, freely, voluntarily waives rights
☒ DEFENDANT waives time for sentencing ☐ Watson Advisement given pursuant to Vehicle Code §23593

CRIMINAL PROCEEDINGS ☐ suspended ☐ reinstated ☐ GUILTY plea with deferred entry of judgment.
☐ Diversion ☐ DA Diversion ☐ PC 1000 Diversion

☐ Referred to Probation Dept. for a ☐ pre-sentence report ☐ Supplemental Report ☐ Diversion eligibility
 CASE DISMISSED ☐ on People's motion ☐ with prejudice ☐ without prejudice

☒ No legal cause why judgment should not be pronounced. ☒ Imposition of sentence suspended ☐ Probation denied 1 years.
 PROBATION GRANTED ☐ PRCS ☐ PC 19.9 ☐ Parole ☐ Formal Probation ☐ Proposition 36 ☒ Summary Probation

☐ Extended ☐ years ☐ months ☐ Modified ☐ Revoked ☐ Reinstated ☐ Upon issuance of the warrant.

☐ Terminated ☐ Successfully ☐ Unsuccessfully
☐ All other terms and conditions remain in full force and effect.

☒ SEE PROBATION ☐ PRCS/PC 19 DOCUMENT ATTACHED. ☐ Criminal Protective Order ☐ Conduct Order Dismissed
 *Prohibited Persons Relinquishment Form

☐ *PPRF Findings signed and filed in open court.

FINE: \$ 220

Fines/Fees

☒ Payable ☒ in full by one year ☐ at the rate of \$ _____ per month to begin _____ ☐ 30 days after released
☐ 1202.4(b) PC fine/ ☐ 1465.8 in full by _____ ☐ at rate of _____ per month to begin _____
☐ Referred to Community Work Service Program ☐ To pay off fine balance. ☐ _____ hours per month ☐ to begin _____

RELEASE / CUSTODY STATUS

DEFENDANT: ☐ Released ☒ To remain ☒ free on his/her own recognizance ☐ free on Pretrial Supervision

☐ Defendant is to remain on Cash/Surety Bond in the sum of \$ _____
☐ Bail ☐ forfeited ☐ reinstated ☐ exonerated ☐ reinstated & exonerated
☐ Defendant remanded to the custody of the Del Norte County Sheriff with bail set at \$ _____ ☐ Serve Prev. Ordered Sent.
☐ Defendant remanded to the custody of the Del Norte County Sheriff with bail ☐ as previously set ☐ pursuant to the Bail Schedule.
☐ Defendant sentenced to serve _____ hours ☐ days at the D.N.C.J. ☐ Stayed ☐ Any penal Instit.
☐ Forthwith ☐ to make arrangements to surrender within 7 days or ☐ Surrender by _____ at _____
☐ Jail time ☐ Conc. ☐ Consec. to _____
☐ Defendant to receive credit for time served ☐ Actual: _____ Conduct _____ Total _____ ☐ Jail to calculate credit for time served
☐ Defendant to be booked & released before the next court date ☐ by _____ ☐ Jail to generate a PC 8715 form.
☐ Defendant discharged subject to any other holds. ☐ Day or night service ☐ Defendant to receive half time.
☐ Warrant ordered for defendant in the amount of \$ _____ ☐ No cite and Release ☐ No Bail ☐ Signed in open court.
☐ The case is referred to the DA, as no Promise to Appear filed. ☐ Warrant ordered held until ☐ next court date ☐ _____
☐ Warrant ☐ recalled ☐ vacated ☐ withdrawn ☐ rescinded ☐ Bail ☐ set at ☐ remains as set ☐ NO BAIL

OTHER:

Parties stipulated to restitution in the amount of \$3,741.40 to the Department of Fish and Game; Ms. Fallman to submit stipulation to court and restitution order is to be paid in full in one year of today's date. Court ordered return of seized property of the Defendant related to this matter: 77 commercial crab traps, associated lines & buoys, crab markers; order/stipulation signed & filed in open court.

☒ Probation Department ☐ PSI/REPORT ☒ Sheriff ☐ C.C.P.D. ☐ Judy Reynolds/Interpreter Coord. ☐ Amanda Crockett/Judicial Assign ☒ Jury Services Clerk ☐ County Counsel ☐ Behavioral Health (MHD) ☐ J. McCubbin ☐ Pelican Bay State Prison

TERMS & CONDITIONS OF ☒ PROBATION ☐ SUPERVISION

CASE NAME: PEOPLE VS. Terry Lynn Groat CASE NO.: CM253281
☒ INFORMAL ☐ FORMAL ☐ 19.9 PC ☒ 1 YEAR ☐ 2 YEARS ☐ 3 YEARS ☐ 5 YEARS

CHARGES: _____

1. ☒ Serve CFTS days ☐ months in the Del Norte County Jail, with credit for time served, _____ actual days and _____ days conduct credits, for a total of _____ days. ☐ Report to the Sheriff within 7 days to schedule your turn-in date. ☐ Remanded to Custody. ☐ Surrender _____ by _____ m. on _____.
☐ _____ months are stayed and you are placed on mandatory supervision on the following terms.
☐ While incarcerated you must attend all available 12-step meetings in the jail. Jail to calculate credits
2. ☒ Obey all laws. Keep the ☒ Court ☐ Probation informed of your address and contact information, including any phone number. Report to the Court whenever ordered to do so. Report any change in contact information within 1 business day.
3. ☐ Report to the Probation Officer between the first and the tenth of each and every month and within one business day of any release from custody in person or as otherwise directed. Report any law enforcement contact to the Probation Officer within 24 hours. ☐ Report to the Probation Department immediately after this court hearing.
4. ☐ Cooperate with the Probation Officer in a plan for psychological, psychiatric, or substance abuse treatment or other rehabilitation and follow all directions of the Probation Officer.
5. ☐ Successfully complete the post-conviction ☐ Drug Court ☐ Integrated Treatment Court ☐ Veterans Treatment Court program. Follow all program rules and directives of the Court. Defendant is ordered to complete any treatment plan recommendations from defendant's treatment team or provider and as approved by the collaborative court. These terms are modifiable by the judge of the collaborative court consistent with that court's rules.
6. ☐ Attend _____ 12-Step meetings ☐ each week ☐ within _____ days and provide the ☐ Probation Office ☐ Court proof of attendance.
7. ☐ Maintain residence and employment as approved by the Probation Officer.
8. ☐ Seek and maintain full-time employment, or approved schooling, and provide written proof to the Probation Officer.
9. ☐ Not own, possess or control any firearm, body armor, ammunition or ammunition-feeding devices. WARNING: Even though this probation term is only effective as long as you are on probation, state and federal law prohibits your possessing firearms, ammunition, and ammunition feeding devices for LIFE if you are convicted of a felony.
10. ☐ Complete PPRF (BOF-1022) form and relinquish any firearms as required by law. ☐ Submit the form to Probation Officer at 1:00 p.m. on Tuesday, _____. ☐ PPRF already submitted
☐ Return to Court for Firearms Relinquishment Hearing at _____.
11. ☐ Complete Community Work Service as follows: ☐ in lieu of some or all fines at established hourly rates. ☐ _____ hours (not credited to fines). To be completed ☐ within _____ from release from custody/from date of sentencing or ☐ at the rate of not less than _____ hours per calendar month beginning _____.
12. ☒ Make restitution to the victim in the amount of \$ 3,741.00 ☐ to be determined, to be paid through the Del Norte County Tax Collector's office at the rate of \$ _____ per month, first payment to begin _____. (P.C. §1202.4(m))
☐ All fines below stayed pending payment of restitution. to be paid in full within one year of to days date.
13. ☐ If at any time you are more than 30 days behind on fine or restitution payments or community work service obligation, you must file a Form DN-101 with the court clerk explaining why and requesting appropriate relief.
14. ☐ Submit your person and property to search at any time, by any law enforcement or Probation Officer, without a warrant, and without probable cause ☐ for _____.
15. ☐ Defendant shall not leave Del Norte County without written permission of the Probation Office or the Court ☐ for more than 48 hours.

Case Name: Terry Lynn Groat

Case No.: CM253281

16. ☐ Complete the following drinking driver program: ☐ Three-month First Offender ☐ Nine-month First Offender ☐ Second Offender. Arrange an intake interview within 7 days and be enrolled and taking classes within 21 days.
17. ☐ Not drive a motor vehicle with any alcohol in your system.
☐ Not drive a motor vehicle until properly licensed and insured.
18. ☐ Complete the 12-month Batterer's Intervention Program ☐ Anger Management Program and provide proof, pay fees, and be enrolled within 30 days.
19. ☐ Comply with Criminal Protective Order issued ☐ this date ☐ on _____ and any subsequent CPO issued against you in this or any other case.
20. ☐ Not use alcohol ☐ and marijuana to excess. The excessive use includes having a blood-alcohol content of 0.08% or higher at any time or allowing the use of alcohol or marijuana to disrupt or interfere with your domestic life, employment, or proper community conduct.
21. ☐ Totally refrain from the possession or consumption of alcohol ☐ and marijuana and stay out of places where alcohol or ☐ marijuana is the chief item of sale ☐ until you have completed your substance abuse program and then not consume to excess. If prohibited from using marijuana under this paragraph, defendant may not use medical marijuana unless approved by the court at a later date upon defendant's motion.
22. ☐ Install Ignition Interlock Device on any vehicle you own or operate and provide written proof to the court at _____ on _____, 20__ that you have either transferred each vehicle you own out of your name or have had the IID installed in each vehicle you own or operate. The IID shall remain in use for _____ months.
☐ Return to court on _____, 20__ at _____ a.m./p.m. for proof of installation or transfer of all vehicles now in your name.
23. ☐ Submit to blood, breath, urine, field sobriety, and other chemical testing for drugs or alcohol on demand of any Probation or Peace Officer ☐ at your own expense not to exceed \$20.00 per test. Submit clean test results. For any pre-scheduled test, the results must also be undiluted.
24. ☐ Provide a copy of any medical prescription to the Probation Department within 2 business days of its receipt.
25. ☐ Register with the Sheriff or Chief of Police as a:
☐ Drug offender pursuant to Section 11590 of the Health and Safety Code.
☐ Sex offender pursuant to Section 290 of the Penal Code.
☐ Arson offender pursuant to Section 457.1 (b)(2) of the Penal Code.
26. ☐ Refrain from associating with persons known to you to be engaged in criminal activities and persons designated to you by the Probation Officer.
27. ☐ Do not associate with _____. ☐ Stay out of or away from _____.
28. ☐ Do not in any manner, directly or indirectly, initiate any contact with nor communicate with the victim(s) or family members in this matter, which includes personal, telephone, electronic, or written contact.
29. ☐ Refrain from associating with persons under the age of 18 except under specific circumstances specified in writing by the Court or Probation Officer.
30. ☐ Participate in and complete a sex offender ☐ evaluation ☐ and treatment program and provide proof of continued attendance and completion of the program designated by the court.
31. ☐ Do not own, possess, or have control of any knife or blade longer than 2 inches, except kitchen knives which must be kept in your residence. Any knives related to employment must be kept at your workplace.
32. ☐ Do not possess or have control of any dangerous animals.

Case Name: Terry Lynn Groat

Case No.: CM253281

33. ☐ Submit to monthly record of income and expenditures to the Probation Officer by the 10th of each month until otherwise ordered.
34. ☐ Not maintain a checking account, possess blank checks or possess checks except to endorse a check payable to you.
35. ☐ Not be on the grounds of any prison during the term of probation.
36. ☐ Enroll within 30 days in and successfully complete an approved child abuser treatment program. (P.C. §273.1)
37. ☐ Defendant shall not associate with any gang member or any person who is associated with any known gang.
☐ Defendant shall not wear _____
38. ☐ Report to the indicated agency ☐ today ☐ within 2 business days of sentencing or release from custody ☐ and undergo an assessment.
☐ Alcohol and Other Drugs Program, 1279-C 2nd Street, Crescent City, (707) 464-4813
☐ United Indian Health Service, 2298 Norris Road, Crescent City, (707) 464-2919
☐ Mental Health, 455 K Street, Crescent City, (707) 464-7224
Comply with all recommendations contained in said assessment and as directed by the Probation Officer or as approved by the Court.
39. ☐ Return to Court on _____ at _____ Dept. _____ for _____
40. ☐ Other special conditions: _____

If arrested outside the State of California you shall waive all extradition rights and agree to be returned to the State of California upon demand.

I understand the conditions of my probation or my mandatory supervision, and if granted probation I accept probation on these terms.

DATED: 1/5/20

Terry Groat
DEFENDANT'S SIGNATURE

Defendant's Address: [REDACTED] Crescent City, CA

Financial Obligations:

FINES/ASSESSMENTS PAY TO DEL NORTE SUPERIOR COURT: 450 H Street, Room 209, Crescent City, CA 95531

- ☒ Pay a fine, including penalty assessments and fees listed below, of \$ 220.00 ☐ due on _____ ☐ at a rate of \$ _____ per month with first payment to begin _____. ☐ \$40 Security Surcharge PC 1465.8 ☒ Due by: one year of today
- ☐ \$30 G.C. 70373 Conv. Assmt. ☐ \$50 Drug Lab H.S.11372.5 ☐ \$50 Drug Program H.S.11372.7
- ☐ \$10 Theft Assessment P.C. 1202.5 ☐ \$150 ☐ \$300 _____ each for Restitution Fund P.C.1202.4(b)(1) and (Stayed) ☐ P.C. 1202.44 Prob. Rev. ☐ P.C. 1202.45 Parole Rev.

PAY TO DEL NORTE COUNTY TAX COLLECTOR: 981 H Street, Suite 150, Crescent City, CA 95531

☐ \$ _____ RESTITUTION

Upon completion of probation you may petition the court pursuant to Penal Code § 1203.4 to set aside the plea or verdict of guilty and dismiss the charges subject to the procedures in that statute.



THE FOREGOING IS A CERTIFIED COPY OF
THE ORIGINAL ON FILE IN THIS OFFICE.

DATE: 05/20/2026

ATTEST: [REDACTED]

Exhibit 6

Court Records

Case Number IN240298

Department of Fish and Wildlife		MISDEMEANOR		AD2243236	
NOTICE TO APPEAR					
Date of Violation	Time	☐ Traffic	☒ Nontraffic	Day of Week	Case No.
01/18/24	1949			THURS	
Name (First, Middle, Last)		☐ Owner's Responsibility (Veh. Code, § 40001)			
Terry Lynn Croast					
Address					
[REDACTED]					
City	State/Country	ZIP Code	Phone #		
Crescent City	CA	95531			
Driver Lic. No.	State	Class	Commercial	Age	Birth Date
C3154999	CA	C	☐ Yes ☒ No		[REDACTED]
Sex	Height	Weight	Other Description		
[REDACTED]	[REDACTED]	[REDACTED]			
Veh. Lic. No. or VIN	State	Reg MO/YR	☐ COMMERCIAL VEHICLE (Veh. Code, § 15210(b))		
FN Wildcat	CA				
Yr. of Veh.	Make	Model	Body Style	Color	
1964	39.4	cat	trap	BLUE	
Evidence of Financial Responsibility			☐ HAZARDOUS MATERIAL (Veh. Code, § 353)		
FG 70804					
Registered Owner or Lessee			☐ Same as Driver		
Address			☐ Same as Driver		
City			State ZIP Code		
Correctable Violation (Veh. Code, § 40610)	☐ Booking Required (see reverse)		Misdemeanor or Infraction (Circle)		
Yes No Code and Section	Description				
☐ ☒ CLR T.14 1.14	tow. + FGL		M ①		
☐ ☐ 8278(a) - unlawful take/possession			M I		
☐ ☐ of Female Dungeness crab			M I		
☐ ☐ (1 count)			M I		
Speed Approx	P.F./Max. spd.	Veh. Lmt.	GPS Lat.	Long	
Location of Violation(s)		City/County of Occurrence		Cal TIP: Yes (No)	
at Citizens Dock Road		Del Norte			
Evidence Seized		RTW (1) Female Dungeness crab			
☐ Violations not committed in my presence, declared on information and belief.					
I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.					
Date	Arresting or Citing Officer		Badge No.		
1/18/24	J. Demian		959		
Date	Name of Arresting Officer, if different from Citing Officer		Badge No.		
1/1					
WITHOUT ADMITTING GUILTY, I AGREE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.					
X Signature [REDACTED]					
WHEN:	ON OR BEFORE THIS DATE:		Time:		☐ AM ☒ PM
	02/18/24		1330		
WHAT TO DO:	FOLLOW THE INSTRUCTIONS ON THE REVERSE.				
WHERE:	Name of Court: Del Norte Superior				
	Section or Division, Room No.:				
	Street Address: 450 H Street, Crescent City, CA 95531				
	Phone Number: 707 464 9115 Court 08160				
☐ To be notified ☐ You may arrange with the clerk to appear at a night session of the court.					
AD2243236					
					
AD2243236					
COURT COPY					
Judicial Council of California Form					SEE REVERSE
Rev. 06-26-15 (Veh. Code, §§ 40500(b), 40513(b), 40522, 40600; Pen. Code, § 853.9)					TR-130



FILED

JAN 26 2024 *3*

SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

ENTERED

FEB 06 2024 *SP*

SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

(Circle one)

RIGHT or LEFT
THUMB PRINT



NAME OF COURT: Del Norte Superior	
STREET ADDRESS:	
MAILING ADDRESS: 450 H Street	
CITY AND ZIP CODE: Crescent City 95531	
BRANCH NAME:	
TELEPHONE: (707) 464-8115	
PEOPLE OF THE STATE OF CALIFORNIA vs.	
DEFENDANT: Terry Lynn Groat	
NOTICE OF CORRECTION AND PROOF OF SERVICE (Vehicle Code, § 40505)	
AMENDING OFFICER NAME/ID NO.: Warden J. Demianew #959	DEPARTMENT/AGENCY: CA Dept. of Fish and Wildlife
CITATION NUMBER: AD2243236	CASE NUMBER: N/A

1. A Notice to Appear/Notice to Correct Violation was issued to you by an officer of this department on (date): 1/18/24

2. The citation issued to you contained an error as indicated by the items checked below. This notice of correction does not affect the validity of the citation or the required court appearance.

☐ Date/time of violation should be _____

☒ Date/time of court appearance should be changed

from 2/18/2024 to 3/7/2024

☐ Violation section(s) should be changed

from _____ to _____

☐ Location of violation should be changed

from _____ to _____

☒ Other (specify): Reason for stop: Fishing/vessel inspections per FGC 1006/7702

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 01/26/2024

Form Adopted for Mandatory Use
Judicial Council of California
TR-100 (Rev. January 1, 2004)

(Signature of officer)

#959

1725 Riverside Street
Crescent City, CA 95531

Defendant's Address:

(Type or print name)

(SIGNATURE)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
Date: 01/26/2024

On (date): 01/26/2024, I served this Notice of Correction on the parties at the address listed below by depositing it in a sealed envelope, postage prepaid, with the United States Postal Service at (city and state):

I am at least 18 years of age, ~~not~~ a party to this action, and I am a resident of or employed in the county where the mailing took place. My business address is: 619 2nd Street, Eureka CA 95501

FILED

JAN 26 2024

SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

Del Norte Superior Court
450 H Street
Crescent City, CA 95531

Receipt: 12375CT
Payor: TERRY LYNN GROAT
Date: 02/29/2024 Paid in Full *
Time: 11:06 AM

-----Duplicate Copy-----

IN240298

People vs. TERRY LYNN GROAT

FG8278(a)	\$248.00
-----------	----------

Total:	\$248.00
--------	----------

Credit Card	\$248.00
-------------	----------

Total:	\$248.00
--------	----------

Change:	\$0.00
---------	--------

Balance After:	\$0.00
----------------	--------



THE FOREGOING IS A CERTIFIED COPY OF
THE ORIGINAL ON FILE IN THIS OFFICE.

DATE: 06/20/2026

ATTEST: [REDACTED]

COOPER WILCE (SBN 344611)
Staff Counsel
Department of Fish and Wildlife
P.O. Box 944209
Sacramento, CA 94244-2090
(916) 241-7894
e-mail: Cooper.Wilce@Wildlife.ca.gov
Attorney for Complainant

OFFICE OF ADMINISTRATIVE HEARINGS
BEFORE THE FISH AND GAME COMMISSION

In the Matter of the Accusation Against)
)
) ACCUSATION
)
DARRYL FRANCIS DONOVAN,)
A.K.A. DARRYL FRANK DONOVAN,)
)
Respondent.)
)
)
)

PARTIES

1. Nathaniel Arnold ("Complainant") is the Chief of the Law Enforcement Division for the Department of Fish and Wildlife ("Department") and brings this Accusation solely in his official capacity.
2. On or about May 27, 2025, the Department renewed a Commercial Fishing License ("License") issued to Respondent, DARRYL DONOVAN ("DONOVAN"). The license has been in full force and effect at all times relevant in this Accusation.
3. On or about May 30, 2025, the Department renewed a Dungeness Crab Vessel Permit ("Permit"), number CT0337-T6, issued to the vessel number 42364, named "*Desert Storm*," owned by Respondent DONOVAN. The permit has been in full force and effect at all times relevant in this Accusation.

In the Matter of the Accusation Against Darryl Francis Donovan

JURISDICTION

This Accusation is brought before the Fish and Game Commission
("Commission") under the authority of the following laws.

4. Fish and Game Code section 86 ("Section 86"), which states:

"Take" means hunt, pursue, catch, capture, or kill, or attempt to hunt, pursue, catch, capture, or kill.

5. Fish and Game Code section 7857(b)(2) ("Section 7857(b)(2)"), which states:

(b) The commission, after notice and opportunity for hearing, may suspend, revoke, or cancel commercial fishing privileges for a period of time to be determined by the commission for the following reasons:

...
(2) A violation of this code, the terms of the permit or other entitlement, or the regulations adopted pursuant thereto, by the licensee, permittee, person holding the entitlement, or his or her agent, servant, employee, or person acting under the licensee's, permittee's, or entitled person's direction or control.

6. Fish and Game Code section 8276(d) ("Section 8276(d)"), which states:

(d) All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season.

7. Fish and Game Code section 9004 ("Section 9004"), which states:

Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state.

8. Fish and Game Code section 9006(b) ("Section 9006(b)"), which states in part:

Every trap used to take finfish or crustaceans shall be marked with a buoy. Each buoy shall be marked to identify the operator as follows:

(b) For a trap used to take Dungeness crab or hagfish, the commercial fishing license identification number only.

9. Fish and Game Code section 12158.5 ("Section 12158.5"), which states:

For the purpose of invoking any provision of this code, or any rule, regulation, or order made or adopted under this code, relating to the suspension, revocation, or forfeiture of any license or permit, a plea of nolo contendere or "no contest" to, or forfeiture of bail from, a charge of a violation of any provision of this code, or any

rule, regulation, or order made or adopted under this code, is a conviction of a violation thereof.

10. Code of Regulations, Title 14, section 1.14 ("Section 1.14"), which states:

Fish, amphibians, reptiles, mollusks and crustaceans may be taken only in the amounts, only during the open season and only with the gear authorized and shall not be taken otherwise.

11. California Code of Regulations, Title 14, section 132.1(b) ("Section 132.1(b)"), which states:

(b) Dungeness Crab Biennial Buoy Tags. As required by Section 9005 of the Fish and Game Code, every Dungeness crab trap placed in waters of the state to take Dungeness crab for commercial purposes shall be marked with a buoy. Each Dungeness crab trap on board or fished from a permitted Dungeness crab vessel is required to have a biennial buoy tag affixed to the main buoy, known hereafter as buoy tag, pursuant to the provisions of Section 8276.5(a)(1)(D) of the Fish and Game Code. The buoy tag shall contain the department-assigned Dungeness crab vessel permit number and trap tier number. All of the buoy tags allocated to each Dungeness crab vessel permit as described in this Section and Section 8276.5(a)(1) of the Fish and Game Code shall be purchased by the permitholder biennially at the same time a Dungeness crab vessel permit is purchased or the permit shall be void pursuant to Section 8276.5(a)(3)(A) of the Fish and Game Code. The nonrefundable fee for each buoy tag is \$5.00.

12. California Code of Regulations, Title 14, section 132.8(g)(1) ("Section 132.8(g)(1)"), which states in part:

(g) Mandatory Data Reporting Requirements

(1) Fishing Activity Reporting Requirement: Every Dungeness crab permit holder shall submit reports regarding their fishing activities while their Dungeness crab gear, including Alternative Gear, are present or placed in any Fishing Zone for the purpose of commercially taking Dungeness crab. Permit holders shall continuously submit reports on or before the designated report dates until their fishing activities have ceased for the Fishing Season and all their Dungeness crab gear has been removed from all Fishing Zones. Designated report dates are the first and 16th day of each month. Reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov, or on a form provided by the department. Each report shall document the following information regarding the permit holder's current fishing activity: ...

///

///

13. California Code of Regulations, Title 14, section 132.8(g)(3)(A) (“Section 132.8(g)(3)(A)”), which states in part:

(g) Mandatory Data Reporting Requirements

(3) Electronic Monitoring:

(A) Every Dungeness crab permit holder shall ensure that their vessel has a satellite or cellular based electronic monitoring system designed to monitor location and movement of vessels using global positioning system (GPS) coordinates installed onboard. The system shall accurately track and record a vessel's location at a frequency of no less than once a minute during an entire fishing trip when the vessel possesses any Dungeness crab onboard, when the vessel possesses any Dungeness crab trap onboard, when the vessel owner/operator has Dungeness crab gear present or placed in any Fishing Zone, or when the vessel is otherwise participating in the California commercial Dungeness crab fishery. Vessel location data shall be uploaded automatically and made available to the department or an authorized agent within 24-hours.

14. California Code of Regulations, Title 14, section 180.5(e) (“Section 180.5(e)”), which states in part:

(e) All Identification Numbers and Identification Letters on a buoy shall be clearly and distinctly marked, and in a color that contrasts with the buoy; the numbers and letters shall be applied and maintained so that they are visible and legible.

**FIRST
CAUSE FOR DISCIPLINE**

15. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that DONOVAN violated Sections 132.8(g)(3)(A) and 1.14, a violation for which the License may be suspended. The circumstances are as follows:

a. On or about January 15, 2026, Respondent DONOVAN, fished for Dungeness crab without possessing nor utilizing an electronic monitoring system, in violation of Sections 132.8(g)(3)(A) and 1.14.

b. On or about January 27, 2026, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number IN260601, an infraction violation of Section 1.14 was filed.

In the Matter of the Accusation Against Darryl Francis Donovan

c. On or about February 23, 2026, Respondent DONOVAN was found guilty of an infraction violation of Section 1.14 after the Court held a Trial in Absentia.

**SECOND
CAUSE FOR DISCIPLINE**

16. Respondent DONOVAN is subject to disciplinary action under Section 7857(b)(2) in that he violated Section 9004, a violation for which the License and Permit may be suspended. The circumstances are as follows:

a. From at least on or about July 15, 2024 to August 14, 2024, a 30-day period, Respondent DONOVAN fished with at least 107 Dungeness crab traps without raising, cleaning, servicing, and emptying them at intervals not to exceed 96 hours, in violation of Section 9004.

b. On or about January 7, 2025, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number CM243597, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d), 9004, and 9006(b).

c. On July 15, 2025, Respondent DONOVAN entered into stipulated diversion and was ordered to pay restitution in the amount of \$4,596.00.

**THIRD
CAUSE FOR DISCIPLINE**

17. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that he violated Sections 9006(b) and 180.5, a violation for which the License and Permit may be suspended. The circumstances are as follows:

a. On or about August 2, 2024, Respondent DONOVAN fished with at least 107 Dungeness crab traps that did not have legible commercial fishing license identification numbers, in violation of Sections 9006(b) and 180.5.

In the Matter of the Accusation Against Darryl Francis Donovan

b. On or about January 7, 2025, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number CM243597, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d), 9004, and 9006(b).

d. On July 15, 2025, Respondent DONOVAN entered into stipulated diversion and was ordered to pay restitution in the amount of \$4,596.00.

FOURTH CAUSE FOR DISCIPLINE

18. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that he violated Section 8276(d), a violation for which the License and Permit may be suspended. The circumstances are as follows:

a. On or about between July 16, 2024, and August 14, 2024, a 29-day period, Respondent DONOVAN fished with at least 107 Dungeness crab traps after the closure of the commercial Dungeness crab season, in violation of Section 8276(d).

c. On or about January 7, 2025, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number CM243597, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d), 9004, and 9006(b).

e. On July 15, 2025, Respondent DONOVAN entered into stipulated diversion and was ordered to pay restitution in the amount of \$4,596.00.

FIFTH CAUSE FOR DISCIPLINE

19. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that he violated Section 132.1(b), a violation for which the License and Permit may be suspended. The circumstances are as follows:

In the Matter of the Accusation Against Darryl Francis Donovan

1 d. On or about August 14, 2024, Respondent DONOVAN fished with at least
2 two Dungeness crab traps that had buoys without biennial buoy tags attached, in
3 violation of Section 132.1(b).

4 **SIXTH**
5 **CAUSE FOR DISCIPLINE**

6 20. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in
7 that DONOVAN violated Section 132.8(g)(1), a violation for which the License
8 may be suspended. The circumstances are as follows:

9 e. On or about between February 1, 2024, and July 16, 2024, Respondent
10 DONOVAN, on 11 separate occasions, reported his fishing activities after the
11 designated reporting dates, in violation of Section 132.8(g)(1).

12 f. The missed reporting dates were February 1 and 16, 2024; March 1 and
13 16, 2024; April 1 and 16, 2024; May 1, 2024; June 1 and 16, 2024; and July 1 and
14 16, 2024.

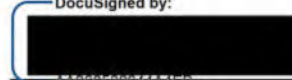
PRAYER

WHEREFORE, Complainant prays that a hearing be held on the charges and that thereafter the Fish and Game Commission issues a decision:

- (1) Suspending DONOVAN's Commercial Fishing License and privilege to obtain a Commercial Fishing License for a period of 2 years;
- (2) Suspending DONOVAN's Dungeness Crab Vessel Permit and privilege to obtain a Dungeness Crab Vessel Permit for a period of 4 years; and
- (3) Taking such other and further action as may be deemed just and proper.

Dated this 16 day of June 2026

DocuSigned by:



AA908532644A4EB...

NATHANIEL ARNOLD
COMPLAINANT
CHIEF, LAW ENFORCEMENT DIVISION

In the Matter of the Accusation Against Darryl Francis Donovan

VERIFICATION

I, Nathaniel Arnold, the undersigned, say:

I am a party to this action; the above document is true of my own knowledge, except as to the matters that are stated on my information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the above is true and correct and that this declaration was executed on June 16, 2026, at 715 P St., Sacramento, CA 95814.

Date: 6/16/2026

DocuSigned by:

AA968532644A4EB...

Nathaniel Arnold
Declarant

In the Matter of the Accusation Against Darryl Francis Donovan

2
3 **PROOF OF SERVICE**

4 I am a resident of the State of California, over the age of eighteen years, and not a party to
5 the within action. My business address is California Department of Fish and Wildlife, 715 P
6 Street, Sacramento, California 95814. On June 30, 2026, I served the within documents described
7 as:

- 8 **1. Accusation;**
9 **2. Notice of Defense (Under Govt. Code § 11506) (2 copies);**
10 **3. Statement to Respondent; and**
11 **4. California Government Code §§ 11507.5, 11507.6 and 11507.7 (2 copies).**

12 _____ (BY ELECTRONIC SERVICE) by transmitting via electronic service the documents listed
13 above to the e-mail address set forth below on this date at _____. The transmission was
14 reported as complete and without error.

15 X (BY CERTIFIED MAIL – RETURN RECIEPT REQUESTED) I am familiar with my
16 employer's collection and processing of correspondence for mailing with the United States
17 Postal Service and that each day mail is deposited with the United States Postal Service that
18 same day in the ordinary course of business. On the date set forth above, I served the
19 aforementioned documents on the party in said action by placing a true copy thereof
20 enclosed in a sealed envelope with postage thereon fully prepaid, for collection and mailing
21 on this date, following ordinary business practices in Sacramento, California addressed as
22 set forth below.

23 DARRYL DONOVAN

24 [REDACTED]
25 Dyersburg TN 38024

26 CERTIFIED MAIL NO.: 7021 1970 0002 0038 5593

27 I declare under penalty of perjury under the laws of the State of California that the foregoing
28 is true and correct. Executed on June 30, 2026, at Sacramento, California.

DocuSigned by:

9B06DA19D82146A...

Cooper Wilce



State of California – Natural Resources Agency
 DEPARTMENT OF FISH AND WILDLIFE
 P.O. Box 944209
 Sacramento, CA 94244-2090
www.wildlife.ca.gov

GAVIN NEWSOM, Governor
MEGHAN HERTEL, Director



July 27, 2026

California Fish and Game Commission
 715 P Street
 16th Floor
 Sacramento, CA 95124

Subject: Suspension of Darryl Francis “Frank” Donovan’s Commercial Fishing License and Dungeness Crab Vessel Permit (CT0337-T6)

Dear Commissioners:

Pursuant to Government Code, section 11520, subdivision (a) (“Section 11520(a)”)¹, the Department is requesting that the Fish and Game Commission (“Commission”) suspend Darryl Francis “Frank” Donovan’s Commercial Fishing License for a period of two years and Dungeness Crab Vessel Permit, number CT0337-T6, for a period of 4 years at its August 12-13, 2026 meeting, without holding a hearing on the matter.

The Commission may suspend Mr. Donovan’s Commercial Fishing License and Dungeness Crab Vessel Permit at its August 12-13 meeting because Mr. Donovan has waived his right to a hearing. On July 11, 2026, the Department served Mr. Donovan with the Accusation by Certified Mail. (Exhibit 1.) Mr. Donovan declined to file a Notice of Defense requesting a hearing within 15 days of receiving the accusation, i.e., by July 26, 2026, as required pursuant to Government Code section 11506, subdivision (a)(1).² Accordingly, Mr. Donovan has waived his right to a hearing. Instead, the Commission may suspend his Commercial Fishing License and Dungeness Crab Vessel Permit based upon his express admissions or other evidence at its August 12-13 meeting.

As described in the accusation and the attached exhibits submitted as uncontroverted evidence of the violations, Mr. Donovan has committed multiple violations of the Fish and Game Code, and regulations adopted pursuant to it. These violations include:

2026 Case

- On or about January 15, 2026, Mr. Donovan fished for Dungeness crab without possessing nor utilizing an electronic monitoring system, in violation of California Code

¹ Section 11520 (a) states in part, “If the respondent either fails to file a notice of defense, or, as applicable, notice of participation, or to appear at the hearing, the agency may take action based upon the respondent’s express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent...”

² Government Code, section 11506, subdivision (a)(1) states, “Within 15 days after service of the accusation or District Statement of Reduction in Force the respondent may file with the agency a notice of defense, or, as applicable, notice of participation, in which the respondent may: (1) Request a hearing.”

of Regulations, Title 14, section 132.8(g)(3)(A) and California Code of Regulations, Title 14, section 1.14. (Exhibit 2.)

On January 27, 2026, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number IN260601, an infraction violation of Section 1.14 was filed.

On February 23, 2026, Mr. Donovan was found guilty of an infraction violation of Section 1.14 after the Court held a Trial in Absentia. (Exhibit 3.)

2024 Case

- From on or about July 15, 2024 to August 14, 2024, a 30-day period, Mr. Donovan fished with at least 107 Dungeness crab traps without raising, cleaning, servicing, and emptying them at intervals not to exceed 96 hours, in violation of Section 9004. (Exhibit 4.)
- On or about August 2, 2024, Mr. Donovan fished with at least 107 Dungeness crab traps that did not have legible commercial fishing license identification numbers, in violation of Sections 9006(b) and 180.5. (Exhibit 4.)
- On or about between July 16, 2024, and August 14, 2024, a 29-day period, Mr. Donovan fished with at least 107 Dungeness crab traps after the closure of the commercial Dungeness crab season, in violation of Section 8276(d). (Exhibit 4.)
- On or about August 14, 2024, Mr. Donovan fished with at least two Dungeness crab traps that had buoys without biennial buoy tags attached, in violation of Section 132.1(b). (Exhibit 4.)
- On or about between February 1, 2024, and July 16, 2024, Mr. Donovan, on 11 separate occasions, reported his fishing activities after the designated reporting dates, in violation of Section 132.8(g)(1). (Exhibit 4.)
 - Missed reporting dates were February 1 and 16, 2024; March 1 and 16, 2024; April 1 and 16, 2024; May 1, 2024; June 1 and 16, 2024; and July 1 and 16, 2024. (Exhibit 4.)

On January 7, 2025, in *People v. Farryl Frank Donovan*, Del Norte County Superior Court case number CM243597, the Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d), 9004, and 9006(b).

On July 15, 2025, Mr. Donovan entered into stipulated diversion and was ordered to pay restitution in the amount of \$4,596.00. (Exhibit 5.)

In sum, Mr. Donovan abandoned at least 107 Dungeness crab traps in the Pacific Ocean after the closure of the commercial Dungeness crab season, necessitating the removal of the traps by Department Wardens. Not only did Mr. Donovan put migrating wildlife at risk of entanglement, but he also put the Dungeness fishery at risk by abandoning his traps.

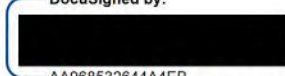
Additionally, Mr. Donovan failed to comply with electronic monitoring, reporting, and buoy trap marking requirements, obstructing the Department's effort to track where gear was in the ocean and analyze entanglements as they occur. Accordingly, the Department is requesting that the Commission suspend Mr. Donovan's Commercial Fishing License for a period of two years and

his Dungeness Crab Vessel Permit, number CT0337-T6, for a period of four years at its August 12-13, 2026 meeting, without holding a hearing on the matter.

If you have any questions, please do not hesitate to contact Staff Counsel Cooper Wilce by telephone number at (916) 241-7894 or e-mail at Cooper.Wilce@wildlife.ca.gov.

Sincerely,

DocuSigned by:



AA968532644A4EB...

NATHANIEL ARNOLD

Chief, Law Enforcement Division

Cc: Darryl Francis "Frank" Donovan

Exhibit 1

Accusation

COOPER WILCE (SBN 344611)
Staff Counsel
Department of Fish and Wildlife
P.O. Box 944209
Sacramento, CA 94244-2090
(916) 241-7894
e-mail: Cooper.Wilce@Wildlife.ca.gov
Attorney for Complainant

OFFICE OF ADMINISTRATIVE HEARINGS
BEFORE THE FISH AND GAME COMMISSION

In the Matter of the Accusation Against)
)
) ACCUSATION
)
DARRYL FRANCIS DONOVAN,)
A.K.A. DARRYL FRANK DONOVAN,)
)
Respondent.)
)
)
)

PARTIES

1. Nathaniel Arnold ("Complainant") is the Chief of the Law Enforcement Division for the Department of Fish and Wildlife ("Department") and brings this Accusation solely in his official capacity.
2. On or about May 27, 2025, the Department renewed a Commercial Fishing License ("License") issued to Respondent, DARRYL DONOVAN ("DONOVAN"). The license has been in full force and effect at all times relevant in this Accusation.
3. On or about May 30, 2025, the Department renewed a Dungeness Crab Vessel Permit ("Permit"), number CT0337-T6, issued to the vessel number 42364, named "*Desert Storm*," owned by Respondent DONOVAN. The permit has been in full force and effect at all times relevant in this Accusation.

In the Matter of the Accusation Against Darryl Francis Donovan

JURISDICTION

This Accusation is brought before the Fish and Game Commission
("Commission") under the authority of the following laws.

4. Fish and Game Code section 86 ("Section 86"), which states:

"Take" means hunt, pursue, catch, capture, or kill, or attempt to hunt, pursue, catch, capture, or kill.

5. Fish and Game Code section 7857(b)(2) ("Section 7857(b)(2)"), which states:

(b) The commission, after notice and opportunity for hearing, may suspend, revoke, or cancel commercial fishing privileges for a period of time to be determined by the commission for the following reasons:

...
(2) A violation of this code, the terms of the permit or other entitlement, or the regulations adopted pursuant thereto, by the licensee, permittee, person holding the entitlement, or his or her agent, servant, employee, or person acting under the licensee's, permittee's, or entitled person's direction or control.

6. Fish and Game Code section 8276(d) ("Section 8276(d)"), which states:

(d) All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season.

7. Fish and Game Code section 9004 ("Section 9004"), which states:

Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state.

8. Fish and Game Code section 9006(b) ("Section 9006(b)"), which states in part:

Every trap used to take finfish or crustaceans shall be marked with a buoy. Each buoy shall be marked to identify the operator as follows:

(b) For a trap used to take Dungeness crab or hagfish, the commercial fishing license identification number only.

9. Fish and Game Code section 12158.5 ("Section 12158.5"), which states:

For the purpose of invoking any provision of this code, or any rule, regulation, or order made or adopted under this code, relating to the suspension, revocation, or forfeiture of any license or permit, a plea of nolo contendere or "no contest" to, or forfeiture of bail from, a charge of a violation of any provision of this code, or any

rule, regulation, or order made or adopted under this code, is a conviction of a violation thereof.

10. Code of Regulations, Title 14, section 1.14 ("Section 1.14"), which states:

Fish, amphibians, reptiles, mollusks and crustaceans may be taken only in the amounts, only during the open season and only with the gear authorized and shall not be taken otherwise.

11. California Code of Regulations, Title 14, section 132.1(b) ("Section 132.1(b)"), which states:

(b) Dungeness Crab Biennial Buoy Tags. As required by Section 9005 of the Fish and Game Code, every Dungeness crab trap placed in waters of the state to take Dungeness crab for commercial purposes shall be marked with a buoy. Each Dungeness crab trap on board or fished from a permitted Dungeness crab vessel is required to have a biennial buoy tag affixed to the main buoy, known hereafter as buoy tag, pursuant to the provisions of Section 8276.5(a)(1)(D) of the Fish and Game Code. The buoy tag shall contain the department-assigned Dungeness crab vessel permit number and trap tier number. All of the buoy tags allocated to each Dungeness crab vessel permit as described in this Section and Section 8276.5(a)(1) of the Fish and Game Code shall be purchased by the permitholder biennially at the same time a Dungeness crab vessel permit is purchased or the permit shall be void pursuant to Section 8276.5(a)(3)(A) of the Fish and Game Code. The nonrefundable fee for each buoy tag is \$5.00.

12. California Code of Regulations, Title 14, section 132.8(g)(1) ("Section 132.8(g)(1)"), which states in part:

(g) Mandatory Data Reporting Requirements

(1) Fishing Activity Reporting Requirement: Every Dungeness crab permit holder shall submit reports regarding their fishing activities while their Dungeness crab gear, including Alternative Gear, are present or placed in any Fishing Zone for the purpose of commercially taking Dungeness crab. Permit holders shall continuously submit reports on or before the designated report dates until their fishing activities have ceased for the Fishing Season and all their Dungeness crab gear has been removed from all Fishing Zones. Designated report dates are the first and 16th day of each month. Reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov, or on a form provided by the department. Each report shall document the following information regarding the permit holder's current fishing activity: ...

///

///

13. California Code of Regulations, Title 14, section 132.8(g)(3)(A) (“Section 132.8(g)(3)(A)”), which states in part:

(g) Mandatory Data Reporting Requirements

(3) Electronic Monitoring:

(A) Every Dungeness crab permit holder shall ensure that their vessel has a satellite or cellular based electronic monitoring system designed to monitor location and movement of vessels using global positioning system (GPS) coordinates installed onboard. The system shall accurately track and record a vessel's location at a frequency of no less than once a minute during an entire fishing trip when the vessel possesses any Dungeness crab onboard, when the vessel possesses any Dungeness crab trap onboard, when the vessel owner/operator has Dungeness crab gear present or placed in any Fishing Zone, or when the vessel is otherwise participating in the California commercial Dungeness crab fishery. Vessel location data shall be uploaded automatically and made available to the department or an authorized agent within 24-hours.

14. California Code of Regulations, Title 14, section 180.5(e) (“Section 180.5(e)”), which states in part:

(e) All Identification Numbers and Identification Letters on a buoy shall be clearly and distinctly marked, and in a color that contrasts with the buoy; the numbers and letters shall be applied and maintained so that they are visible and legible.

**FIRST
CAUSE FOR DISCIPLINE**

15. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that DONOVAN violated Sections 132.8(g)(3)(A) and 1.14, a violation for which the License may be suspended. The circumstances are as follows:

a. On or about January 15, 2026, Respondent DONOVAN, fished for Dungeness crab without possessing nor utilizing an electronic monitoring system, in violation of Sections 132.8(g)(3)(A) and 1.14.

b. On or about January 27, 2026, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number IN260601, an infraction violation of Section 1.14 was filed.

In the Matter of the Accusation Against Darryl Francis Donovan

c. On or about February 23, 2026, Respondent DONOVAN was found guilty of an infraction violation of Section 1.14 after the Court held a Trial in Absentia.

**SECOND
CAUSE FOR DISCIPLINE**

16. Respondent DONOVAN is subject to disciplinary action under Section 7857(b)(2) in that he violated Section 9004, a violation for which the License and Permit may be suspended. The circumstances are as follows:

a. From at least on or about July 15, 2024 to August 14, 2024, a 30-day period, Respondent DONOVAN fished with at least 107 Dungeness crab traps without raising, cleaning, servicing, and emptying them at intervals not to exceed 96 hours, in violation of Section 9004.

b. On or about January 7, 2025, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number CM243597, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d), 9004, and 9006(b).

c. On July 15, 2025, Respondent DONOVAN entered into stipulated diversion and was ordered to pay restitution in the amount of \$4,596.00.

**THIRD
CAUSE FOR DISCIPLINE**

17. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that he violated Sections 9006(b) and 180.5, a violation for which the License and Permit may be suspended. The circumstances are as follows:

a. On or about August 2, 2024, Respondent DONOVAN fished with at least 107 Dungeness crab traps that did not have legible commercial fishing license identification numbers, in violation of Sections 9006(b) and 180.5.

In the Matter of the Accusation Against Darryl Francis Donovan

b. On or about January 7, 2025, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number CM243597, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d), 9004, and 9006(b).

d. On July 15, 2025, Respondent DONOVAN entered into stipulated diversion and was ordered to pay restitution in the amount of \$4,596.00.

FOURTH CAUSE FOR DISCIPLINE

18. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that he violated Section 8276(d), a violation for which the License and Permit may be suspended. The circumstances are as follows:

a. On or about between July 16, 2024, and August 14, 2024, a 29-day period, Respondent DONOVAN fished with at least 107 Dungeness crab traps after the closure of the commercial Dungeness crab season, in violation of Section 8276(d).

c. On or about January 7, 2025, in *People v. Darryl Frank Donovan*, Del Norte County Superior Court case number CM243597, Del Norte County District Attorney's Office filed a complaint alleging misdemeanor violations of Sections 8276(d), 9004, and 9006(b).

e. On July 15, 2025, Respondent DONOVAN entered into stipulated diversion and was ordered to pay restitution in the amount of \$4,596.00.

FIFTH CAUSE FOR DISCIPLINE

19. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that he violated Section 132.1(b), a violation for which the License and Permit may be suspended. The circumstances are as follows:

In the Matter of the Accusation Against Darryl Francis Donovan

d. On or about August 14, 2024, Respondent DONOVAN fished with at least two Dungeness crab traps that had buoys without biennial buoy tags attached, in violation of Section 132.1(b).

**SIXTH
CAUSE FOR DISCIPLINE**

20. Respondent DONOVAN is subject to disciplinary action under Section 7857(b) in that DONOVAN violated Section 132.8(g)(1), a violation for which the License may be suspended. The circumstances are as follows:

e. On or about between February 1, 2024, and July 16, 2024, Respondent DONOVAN, on 11 separate occasions, reported his fishing activities after the designated reporting dates, in violation of Section 132.8(g)(1).

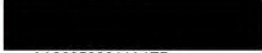
f. The missed reporting dates were February 1 and 16, 2024; March 1 and 16, 2024; April 1 and 16, 2024; May 1, 2024; June 1 and 16, 2024; and July 1 and 16, 2024.

PRAYER

WHEREFORE, Complainant prays that a hearing be held on the charges and that thereafter the Fish and Game Commission issues a decision:

- (1) Suspending DONOVAN's Commercial Fishing License and privilege to obtain a Commercial Fishing License for a period of 2 years;
- (2) Suspending DONOVAN's Dungeness Crab Vessel Permit and privilege to obtain a Dungeness Crab Vessel Permit for a period of 4 years; and
- (3) Taking such other and further action as may be deemed just and proper.

Dated this 16 day of June 2026

DocuSigned by:

AA908532644A4EB...

NATHANIEL ARNOLD
COMPLAINANT
CHIEF, LAW ENFORCEMENT DIVISION

In the Matter of the Accusation Against Darryl Francis Donovan

VERIFICATION

I, Nathaniel Arnold, the undersigned, say:

I am a party to this action; the above document is true of my own knowledge, except as to the matters that are stated on my information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the above is true and correct and that this declaration was executed on June 16, 2026, at 715 P St., Sacramento, CA 95814.

Date: 6/16/2026

DocuSigned by:

AA968532644A4EB...

Nathaniel Arnold
Declarant

2
3 **PROOF OF SERVICE**

4 I am a resident of the State of California, over the age of eighteen years, and not a party to
5 the within action. My business address is California Department of Fish and Wildlife, 715 P
6 Street, Sacramento, California 95814. On June 30, 2026, I served the within documents described
7 as:

- 8 **1. Accusation;**
9 **2. Notice of Defense (Under Govt. Code § 11506) (2 copies);**
10 **3. Statement to Respondent; and**
11 **4. California Government Code §§ 11507.5, 11507.6 and 11507.7 (2 copies).**

12 _____ (BY ELECTRONIC SERVICE) by transmitting via electronic service the documents listed
13 above to the e-mail address set forth below on this date at _____. The transmission was
14 reported as complete and without error.

15 X (BY CERTIFIED MAIL – RETURN RECIEPT REQUESTED) I am familiar with my
16 employer's collection and processing of correspondence for mailing with the United States
17 Postal Service and that each day mail is deposited with the United States Postal Service that
18 same day in the ordinary course of business. On the date set forth above, I served the
19 aforementioned documents on the party in said action by placing a true copy thereof
20 enclosed in a sealed envelope with postage thereon fully prepaid, for collection and mailing
21 on this date, following ordinary business practices in Sacramento, California addressed as
22 set forth below.

23 **DARRYL DONOVAN**

24 **[REDACTED]**
25 **Dyersburg TN 38024**

26 **CERTIFIED MAIL NO.: 7021 1970 0002 0038 5593**

27 I declare under penalty of perjury under the laws of the State of California that the foregoing
28 is true and correct. Executed on June 30, 2026, at Sacramento, California.

DocuSigned by:

9B06DA19D82146A...

Cooper Wilce

Exhibit 2

Report and Citation

Case Number CM243597

CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE
PO BOX 944209 SACRAMENTO CA 94244

298392

NOTICE TO:

☐ APPEAR IN COURT AT ☐ AM ☐ PM

OR

☐ RESPOND TO CITATION BEFORE:

DATE: / /

See back for detailed instructions

☒ To be notified

COURT NAME: DEL NORTE SUPERIOR

DEPARTMENT:

ADDRESS: 4504 STREET

CRESCENT CITY CA 95531

PHONE#: 707.464.8115

COURT CODE: 08100

**ACT BY THIS DATE TO AVOID A
WARRANT OR ADDED FEES**

Date of Violation (mm/dd/yy) Time ☐ AM ☒ PM Driver's License Number (all states) Class State

08/02/2024 4:30 CA

Name (first, middle, last)

DARRELL FRANK DONOVAN

Current Address (no. street city state zip)

 GILROY CA 95020

Date of Birth (mm/dd/yy)

Commercial ☐ Y ☒ N Insurance ☐ Y ☒ N

Race / Ethnicity

Sex

Hair

Eyes

Height

Weight

Vehicle License/VIN

State

Reg (mm/yy)

Year of Veh

Make

HIN-HHM-36DA391 CA 05/31/2024 1991 40

Registered Owner/Lessee ☐ Same as driver ☐ Owner's responsibility (VC, § 40001)

Model

Body Style

Address (no., street, city, state, zip)

☐ Same as driver

Color

GREEN

Reason for Stop

PSC 1006

Evidence Seized: ☐ Y ☒ N

Returned: ☐ Y ☒ N

CITATION DETAILS

☐ Booking Required (see reverse)

Correctable
(Fix-It)

Code/Section

Description

M = Misdemeanor

I = Infraction (circle)

☐ Y ☒ N

PSC 9004

TRAP BAITING INTERVALS

M I

☐ Y ☒ N

PSC 9006 (a)

FAILED TO REMOVE TRAPS AT END OF SEASON

M I

☐ Y ☒ N

PSC 9006

BODY MARKING REQUIREMENTS

M I

☐ Y ☒ N

CERTAIN 132.9 (a)

REPORTING REQUIREMENTS

M I

Approx. Speed / PF/Max Speed

Veh. Limit

Safe Speed

☐ Commercial Veh.

VC, § 15210(b)

Location of Violation

City/County of Occurrence

OFFSHORE / DELNORTE COUNTY / AKAR KIAMATH RIVER

☐ Hazardous Mat.

VC, § 353

Event No.

Comments (weather, road, traffic conditions)

☐ Violations not committed in my presence, declared on information and belief (VC, § 40600)

I declare under penalty that the foregoing is true and correct.

12/31/24

DECL. DATE

ARRESTING OR CITING OFFICER

BADGE NO.

 / /

DECL. DATE

ARRESTING OFFICER, (if different from above)

BADGE NO.

I promise to act by the date at the top of this citation. Signing DOES NOT admit guilt.

CELLPHONE - OPTIONAL (may be used for reminders)

EMAIL - OPTIONAL (may be used for reminders)

X

FORMAL

COMPLAINT

SIGNATURE

☐ Juvenile Parent/Guardian Phone No. ()

DEFENDANT COPY | FORM INFO

Continuation form ☐

Form Adopted for Mandatory Use
Judicial Council of California
TR-130, Traffic/Nontraffic Notice to Appear
[Rev. Jan. 1, 2024]
SEE REVERSE

RESPONDENT COPY

298392

Vehicle Code, §§40500(b), 40513(b),
40522, 40600; Pen. Code, §853.9



Date/Time of Incident/Occurrence 08/02/2024 16:30	City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT		
Type of Arrest FORMAL COMPLAINT	Type of Contact SELF-INITIATED	RMS Case Number: FW-2410-1522	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name STATE WATERS/DARRYL FRANK DONOVAN/COMMERCIAL FISHING		Arresting/Case Officer WALKER, DAVID L 0848	

SUSPECT INFORMATION

Name Suspect (<i>First, Middle, Last</i>) DARRYL FRANK DONOVAN	Involvement Type SUSPECT	Sex [REDACTED]	Date of Birth [REDACTED]	Citation Number 298392
Suspect Address (<i>Street, Apt., City, State, Zip Code</i>) [REDACTED] GILROY, CA, 95020				Home Phone [REDACTED]
Identification Type DL: [REDACTED]	Suspect Description General: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Race: [REDACTED]			

OFFENSES AND CHARGES

9004 FGC TRAP RAISING INTERVALS
9006(b) FGC TRAPS USED TO TAKE FINFISH OR CRUSTACEANS MARKED WITH A BUOY
132.1(b)(1) T14 DUNGENESS CRAB TRAP TAGS, BIENNIAL BUOY TAGS, AND TRAP AND BUOY TAG ALLOCATIONS - BUOY TAGS SHALL NOT BE LEASED AND SHALL BE TRANSFERRED TO ANOTHER PERSON ONLY AS PART OF A TRANSACTION AUTHORIZED UNDER SECTION 8280.3 OF THE FISH AND GAME CODE
132.8(g)(1) T14 DUNGENESS CRAB BI-WEEKLY REPORTING REQUIREMENTS
8276(d) All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season

VEHICLE INFORMATION

Status: Description: 40' COMMERCIAL FISHING VESSE,	Evidence Photographed?
--	------------------------

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 10/31/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 11/12/2024
--	--------------------	--	--------------------



Date/Time of Incident/Occurrence 08/02/2024 16:30		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest FORMAL COMPLAINT		Type of Contact SELF-INITIATED	RMS Case Number: FW-2410-1522
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name STATE WATERS/DARRYL FRANK DONOVAN/COMMERCIAL FISHING			Arresting/Case Officer WALKER, DAVID L 0848

CASE SYNOPSIS

Darryl Frank DONOVAN failed to remove 107 of his commercial Dungeness crab traps from state waters at the conclusion of the 2023-24 commercial Dungeness crab season. His gear was not properly marked with a fisherman identification number and Dungeness Crab Biennial Buoy Tags. In addition to submitting late biweekly reports in February, March, April, May, June, and July DONOVAN did not report the number of lost traps on the final Dungeness Crab Biweekly Fishing Activity Report.

PROPERTY/EVIDENCE

Status:	Evidence Photographed?
Description: (93) COMMERCIAL DUNGENESS CRAB TRAPS, ASSOCIATED LINES, BUOYS, AND DUNGENESS CRAB BIENNIAL BUOY TAGS	
Status:	Evidence Photographed?
Description: (14) DUNGENESS CRAB MARKER BUOYS WITH ASSOCIATED LINES AND DUNGENESS CRAB BIENNIAL BUOY TAGS	

NARRATIVE

Background Information:

California's Commercial Dungeness crab fishery is one of the most lucrative and regulated commercial fisheries in the state. The Dungeness crab fishery has undergone significant changes due to new legislation, changing ocean conditions, and more recently risk of marine life entanglement, specifically related to whales and sea turtles. Abandoned or derelict commercial crab traps pose a tremendous threat to marine wildlife due to the sheer number of vertical lines and Dungeness crab traps set each year.

To minimize the threat of marine life entanglements, RAMP (Risk Assessment and Mitigation Program) was developed and codified in regulation on November 1, 2020. Under the Risk Assessment and Mitigation Program, there is a Fishing Activity Reporting Requirement specifying that a vessel participating in the California commercial Dungeness crab fishery must submit a bi-weekly report on or before the first and 16th day of each month. The bi-weekly report provides important fishing dynamics information to the Department. Specifically, location, depth, and number of traps per fishing vessel. This ensures that the Department is getting an up-to-date snapshot of all fleet activity. Having updated information on all fleet activity is necessary for the Department to assess the level of entanglement risk as it relates to fishing effort. It also helps inform the need or effectiveness of management actions, such as gear reductions or closures.

At the conclusion of the Fishing Season the number of lost traps shall also be reported on the final bi-weekly report that is submitted to the Department. All reports shall be submitted via email or text to whalesafefisheries@wildlife.ca.gov. If a commercial Dungeness crab fishery participant fails to submit a biweekly report, the Department sends a certified letter to the Dungeness crab permit holder advising them of the violation and the regulations. Additionally, the Department also emails the fisherman the same information.

The commercial Dungeness crab fishery from the Oregon state line to the Sonoma/Mendocino county line (Fishing Zones 1 and 2) opened on January 5, 2024 at 12:01 a.m., with a 64-hour pre-soak period beginning on Jan. 2, 2024 at 8:01 a.m. The commercial Dungeness crab season ended on July 15, 2024 at 2359 hours.

The laws pertaining to these requirements include:

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 10/31/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 11/12/2024
--	--------------------	--	--------------------



Date/Time of Incident/Occurrence 08/02/2024 16:30		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest FORMAL COMPLAINT	Type of Contact SELF-INITIATED	RMS Case Number: FW-2410-1522	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name STATE WATERS/DARRYL FRANK DONOVAN/COMMERCIAL FISHING		Arresting/Case Officer WALKER, DAVID L 0848	

Fish and Game Code 8276(d)- All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season.

Fish and Game Code 9004- Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state.

Fish and Game code 9006(b)- For a trap used to take Dungeness crab or hagfish, the commercial fishing license identification number only.

California Code of Regulations Title 14- 132.1(a)- Dungeness Crab Trap Tags. Every Dungeness crab trap aboard a permitted Dungeness crab vessel and fished in California waters shall have a valid tag attached to the Dungeness crab trap

California Code of Regulations Title 14- 132.8(g)(1)- Fishing Activity Reporting Requirement: When participating in the California commercial Dungeness crab fishery, all vessels must submit bi-weekly reports that include permit number, current Fishing Zone, depth range, and number of traps deployed at the time of reporting. Reports shall be submitted on or before the first and 16th day of each month. At the conclusion of the Fishing Season the number of lost traps shall also be reported on the final bi-weekly report that is submitted to the department. All reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov. All Commercial fisherman who participates in the commercial Dungeness Crab fishery are expected to abide by all laws and regulations ensuring the future of the fishery.

On July 27, 2024, at approximately 0930 hours Wildlife officer Ethan Worthley departed the McKinleyville Coast Guard station aboard a United States coast guard helicopter. Officer Worthley's main purpose was to survey the Del Norte and Humboldt County coastlines for lost, abandoned, or derelict commercial Dungeness crab gear. Near the Mouth of the Klamath river Wildlife officer Worthley related he successfully located numerous buoys arranged in several strings consistent with deployed commercial Dungeness crab gear. With the help of the California Department of Fish and Wildlife patrol boat Marlin and crew I spent the next four week conducting offshore patrols in an attempt to locate and recover as many lost, abandoned, or derelict Dungeness crab traps as possible.

In total between 8/2/2024 and 8/22/2024 the crew of the patrol boat marlin and I located 252 Dungeness crab marker buoys, most of which were arranged in a straight lines consistent with what is commonly referred to as a "string of crab pots". The majority of these buoys were marked with buoy tags identifying the Dungeness crab trap permit number, fishing tier, and the sequential buoy tag number, in addition to a fisherman identification number or "L" number. We successfully recovered 129 of these Dungeness crab traps by attaching the trap line to a cleat on the patrol boat Marlin and gently applying thrust with the vessel's engines until the derelict crab trap became unburied from the ocean floor. Once the trap was free from the ocean floor we lifted the traps to the deck of the PB Marlin using a crab davit. Using the same method, we were unsuccessful in recovering the additional 123 crab traps and were only able to remove the vertical line and buoy portion of the traps. This was due in part to the degradation of the line and the severity in which the trap was buried on the ocean floor. All of which can be associated with the owner/ operator of the crab traps not properly servicing or removing them from the water at the conclusion of the commercial Dungeness crab season.

All traps were seized Per Fish and Game code 9008- Any trap used in violation of this code, or any regulations adopted pursuant thereto, is a public nuisance and, except as provided in Section 9007, shall be seized pursuant to Article 3 (commencing with Section 8630) of Chapter 3. All seized traps were stored at a secured California Department of Fish and Wildlife facility.

On 8/2/2024 I was on uniformed vessel patrol aboard the patrol boat Marlin. I was offshore of Crescent city, Del Norte County, near the mouth of the Klamath river for the primary purpose of enforcing resource related laws and regulations. On this day I was focused on locating and removing lost, abandoned, or derelict commercial Dungeness crab gear.

At approximately 1630 hours the crew of the Marlin and I located and recovered two Dungeness crab traps. The corresponding buoys were marked with Dungeness Crab Biennial Buoy Tags numbered CT0337-T6 #175, and CT0337-

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 10/31/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 11/12/2024
--	--------------------	--	--------------------



Date/Time of Incident/Occurrence 08/02/2024 16:30		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest FORMAL COMPLAINT	Type of Contact SELF-INITIATED	RMS Case Number: FW-2410-1522	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name STATE WATERS/DARRYL FRANK DONOVAN/COMMERCIAL FISHING		Arresting/Case Officer WALKER, DAVID L 0848	

T6 #015. Using ALDS (CDFW Automated License Data System) it was later subsequently determined the traps belonged to the fishing vessel Desert Storm, owned and operated by Darryl Frank DONOVAN. The traps were covered in marine growth and contained dead and live Dungeness crabs. Due to the marine growth the fisherman identification number was not visible.

On 8/13/2024 I was on uniformed vessel patrol aboard the patrol boat Marlin. I was offshore of Crescent city, Del Norte County, near the mouth of the Klamath river for the primary purpose of enforcing resource related laws and regulations. On this day I was focused on locating and removing lost, abandoned, or derelict commercial Dungeness crab gear.

Between approximately 0730 hours and 1600 hours the crew of the Marlin and I located 65 Dungeness crab marker buoys. The buoys were marked with Dungeness Crab Biennial Buoy Tags numbered:

CT0337-T6# 001, CT0337-T6# 003, CT0337-T6# 004, CT0337-T6#006, CT0337-T6#007, CT0337-T6#009, CT0337-T6#013, CT0337-T6#016, CT0337-T6#025, CT0337-T6#028, CT0337-T6#029, CT0337-T6#030, CT0337-T6#034, CT0337-T6#035, CT0337-T6#036, CT0337-T6#038, CT0337-T6#041, CT0337-T6#044, CT0337-T6#055, CT0337-T6#064, CT0337-T6#066, CT0337-T6#074, CT0337-T6#076, CT0337-T6#078, CT0337-T6#079, CT0337-T6#082, CT0337-T6#083, CT0337-T6#085, CT0337-T6#086, CT0337-T6#095, CT0337-T6#098, CT0337-T6#100, CT0337-T6#102, CT0337-T6#103, CT0337-T6#106, CT0337-T6#108, CT0337-T6#109, CT0337-T6#110, CT0337-T6#116, CT0337-T6#119, CT0337-T6#120, CT0337-T6#128, CT0337-T6#133, CT0337-T6#138, CT0337-T6#144, CT0337-T6#146, CT0337-T6#176, CT0337-T6#181, CT0337-T6#184, CT0337-T6#195, CT0337-T6#196, CT0337-T6#228, CT0337-T6#230, CT0337-T6#232, CT0337-T6#234, CT0337-T6#234, CT0337-T6#235, CT0337-T6#236, CT0337-T6#239, CT0337-T6#240, CT0337-T6#241, CT0337-T6#242, CT0337-T6#243, CT0337-T6#244, CT0337-T6#246, CT0337-T6#247.

The crew of the Marlin and I were able to recover 58 of the 65 corresponding traps. We were only able to remove the line and buoy portion of the traps related to Dungeness Crab Biennial Buoy Tag numbers CT0337-T6#034, CT0337-T6#044, CT0337-T6#79, CT0337-T6#102, CT0337-T6#133 CT0337-T6#138, and CT0337-T6#228. It is worth noting all the traps removed from state waters where extremely derelict and covered in marine growth, they contained bait jars with the trap access fastened closed. Most traps contained dead and live Dungeness crabs amongst other marine wildlife.

On 8/14/2024 I was on uniformed vessel patrol aboard the patrol boat Marlin. I was offshore of Crescent city, Del Norte County, near the mouth of the Klamath river for the primary purpose of enforcing resource related laws and regulations. On this day I was focused on locating and removing lost, abandoned, or derelict commercial Dungeness crab gear.

Between approximately 1200 hours and 1600 hours the crew of the Marlin and I located 40 Dungeness crab marker buoys. All the buoys were marked with Dungeness Crab Biennial Buoy Tags except two:

CT0337-T6#008, CT0337-T6#010, CT0337-T6#017, CT0337-T6#018, CT0337-T6#022, CT0337-T6#023, CT0337-T6#024, CT0337-T6#026, CT0337-T6#027, CT0337-T6#032, CT0337-T6#056, CT0337-T6#084, CT0337-T6#101, CT0337-T6#137, CT0337-T6#142, CT0337-T6#146, CT0337-T6#149, CT0337-T6#151, CT0337-T6#153, CT0337-T6#157, CT0337-T6#158, CT0337-T6#159, CT0337-T6#160, CT0337-T6#161, CT0337-T6#162, CT0337-T6#165, CT0337-T6#166, CT0337-T6#168, CT0337-T6#169, CT0337-T6#171, CT0337-T6#174, CT0337-T6#204, CT0337-T6#215, CT0337-T6#217, CT0337-T6#225, CT0337-T6#237, CT0337-T6#248, CT0337-T6#250, and two buoy's without Dungeness Crab Biennial Buoy Tags.

The crew of the Marlin and I were able to recover 33 of the 40 corresponding traps. We were only able to remove the line and buoy portion of the traps related to Dungeness Crab Biennial Buoy Tag numbers CT0337-T6#008, CT0337-T6#032, CT0337-T6#137, CT0337-T6#142, CT0337-T6#162 CT0337-T6#215, and CT0337-T6#250. It is worth noting all the traps removed from state waters where extremely derelict and covered in marine growth, they contained bait jars with the trap access fastened closed. Most traps contained dead and live Dungeness crabs amongst other marine wildlife.

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 10/31/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 11/12/2024
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Date/Time of Incident/Occurrence 08/02/2024 16:30		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest FORMAL COMPLAINT	Type of Contact SELF-INITIATED	RMS Case Number: FW-2410-1522	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name STATE WATERS/DARRYL FRANK DONOVAN/COMMERCIAL FISHING		Arresting/Case Officer WALKER, DAVID L 0848	

After reviewing DONOVAN's Dungeness Crab Biweekly Fishing Activity Report it was determined DONOVAN reported late on the following reporting periods:

February 1st -reported on 3/11/2024

February 16th -reported on 3/11/2024

March 1st -reported on 3/11/2024

March 16th -reported on 4/8/2024

April 1st -reported on 4/8/2024

April 16th -reported 5/15/2024

May 1st -reported on 5/15/2024

June 1st -reported on 6/19/2024

June 16th -reported 6/19/2024

July 1st -reported on 7/10/2024

July 16th -reported 7/24/2024

In addition to reporting late DONOVAN failed to report the number of lost traps on his final Dungeness Crab Biweekly Fishing Activity Report received on 7/24/2024 for the July 16th reporting period. Violations of California Code of Regulations Title 14- 132.8(g)(1)

On 10/2/2024 I spoke to DONOVAN regarding his derelict commercial Dungeness crab gear. DONOVAN related he experienced several mechanical failures on the fishing vessel Desert Storm. I asked DONOVAN if he attempted to obtain a Waiver for another Vessel to Retrieve his Dungeness crab traps. DONOVAN related he spoke to Wardens DEMIANEW and ORLANDO regarding a waiver. DONOVAN was referred to CDFW License and Revenue Branch (LRB). DONOVAN was then contacted via email on 6/26/2024 by Debbie NORIEGA (LRB program analyst) with the requirements to obtain a waiver for another vessel to retrieve his commercial Dungeness crab gear. I asked DONOVAN why he did not follow through with the waiver application. DONOVAN related he thought his vessel was fixed, and did not feel comfortable with the local commercial fisherman that offered to assist in the removal of his gear.

In conclusion, Darryl Frank DONOVAN failed to remove 107 of his commercial Dungeness crab traps from state waters at the conclusion of the 2023-24 commercial Dungeness crab season. His gear was not properly marked with fisherman identification numbers and Dungeness Crab Biennial Buoy Tags. In addition to submitting late biweekly reports in February, March, April, May, June, and July DONOVAN did not report the number of lost traps on the final Dungeness Crab Biweekly Fishing Activity Report.

The California Department of Fish and Wildlife Is requesting the Del Norte County District Attorney's office file the following misdemeanor charges on Darryl Frank DONOVAN:

FGC 8276(d)- All Dungeness crab traps shall be removed from state waters by 11:59 p.m. on the last day of the applicable Dungeness crab season

FGC 9004-Every trap shall be raised, cleaned, serviced, and emptied at intervals, not to exceed 96 hours, weather conditions at sea permitting, and no trap shall be abandoned in the waters of this state

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 10/31/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 11/12/2024
--	--------------------	--	--------------------



Date/Time of Incident/Occurrence 08/02/2024 16:30		City/County/Judicial Jurisdiction CRESCENT CITY /DEL NORTE/DEL NORTE COUNTY SUPERIOR COURT	
Type of Arrest FORMAL COMPLAINT		Type of Contact SELF-INITIATED	RMS Case Number: FW-2410-1522
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name STATE WATERS/DARRYL FRANK DONOVAN/COMMERCIAL FISHING			Arresting/Case Officer WALKER, DAVID L 0848

FGC 9006(b)- For a trap used to take Dungeness crab or hagfish, the commercial fishing license identification number only.

California Code of Regulations Title 14- 132.1(b)-Dungeness Crab Biennial Buoy Tags. As required by Section 9005 of the Fish and Game Code, every Dungeness crab trap placed in waters of the state to take Dungeness crab for commercial purposes shall be marked with a buoy. Each Dungeness crab trap on board or fished from a permitted Dungeness crab vessel is required to have a biennial buoy tag affixed to the main buoy, known hereafter as buoy tag, pursuant to the provisions of Section 8276.5(a)(1)(D) of the Fish and Game Code. The buoy tag shall contain the department-assigned Dungeness crab vessel permit number and trap tier number. All of the buoy tags allocated to each Dungeness crab vessel permit as described in this Section and Section 8276.5(a)(1) of the Fish and Game Code shall be purchased by the permitholder biennially at the same time a Dungeness crab vessel permit is purchased or the permit shall be void pursuant to Section 8276.5(a)(3)(A) of the Fish and Game Code. The nonrefundable fee for each buoy tag is \$5.00

California Code of Regulations Title 14- 132.8(g)(1)- Fishing Activity Reporting Requirement: When participating in the California commercial Dungeness crab fishery, all vessels must submit bi-weekly reports that include permit number, current Fishing Zone, depth range, and number of traps deployed at the time of reporting. Reports shall be submitted on or before the first and 16th day of each month. At the conclusion of the Fishing Season the number of lost traps shall also be reported on the final bi-weekly report that is submitted to the department. All reports shall be submitted via email or text to Whalesafefisheries@wildlife.ca.gov. All Commercial fisherman who participates in the commercial Dungeness Crab fishery are expected to abide by all laws and regulations ensuring the future of the fishery.

Preparer's Name and Badge Number WALKER, DAVID L 0848	Date 10/31/2024	Reviewer's Name NORRIS, TAYLOR M 0882	Date 11/12/2024
--	--------------------	--	--------------------







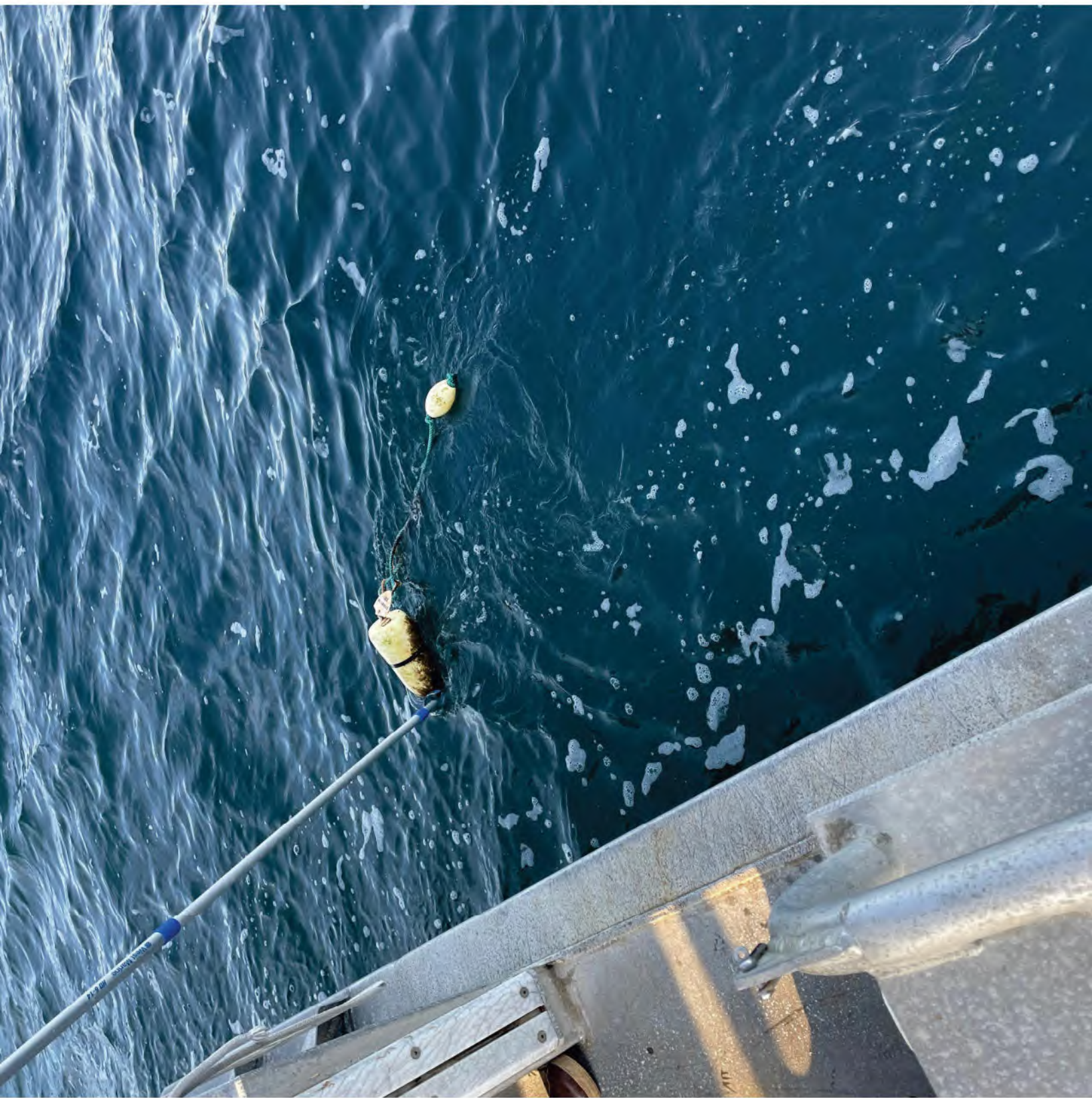




Exhibit 3

Court Records

Case Number IN260601



Superior Court of California

County of Del Norte

450 H STREET

CRESCENT CITY, CA 95531

ELECTRONICALLY

FILED

BY SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

ON 02/23/2026

LESLEY PLUNKETT-FIELD, CLERK
ISABELLE ROSENTRATER, DEPUTY

Lesley Plunkett-Field
Court Executive Officer
Clerk of the Court (707) 464-8115
Fax (707) 465-4005

DARREN McELFRESH
Presiding Judge
Telephone (707) 464-8115 Ext. 125

KAREN OLSON
Judge of the Superior Court-Dept 2
Telephone (707) 464-8115 Ext. 126

KEVIN BRIAN JONES
Traffic Judge Pro Tem

DECISION AND NOTICE OF DECISION
(Trial by Written Declaration- IN ABSENTIA)

DARRYL FRANK DONOVAN

GILROY, CA 95020

Case Number: **IN260601**
Citation Number: **316010**

**YOU FAILED TO CONTACT THE
COURT BY YOUR ORIGINAL DATE
OF:**

02/19/2026

PAYMENT can be made in person or by
mail.

Make checks payable to "Clerk-Superior
Court". Include your payment or any
correspondence.

DO NOT MAIL CASH

Our records indicate you have been notified of a failure to appear in court or before a clerk of this Court within the time required by law. As notified, the court deemed your failure to appear as an election to proceed with your original charge(s) with a Trial By Declaration.

YOU ARE HEREBY NOTIFIED OF THE COURT'S DECISION IN YOUR CASE.

The Court having considered the Notice to Appear filed with the Court, finds the Defendant Guilty on the following violation(s):

CT. 1-14CCR1.14 AUTHORIZATION FOR TAKING FISH

Based on the above Notice of Decision, the Court orders you to pay a total fine of **\$500.00**.

IF YOU WISH TO REQUEST A NEW TRIAL (TRIAL DE NOVO), YOU MUST SUBMIT A REQUEST AND PAY THE TOTAL AMOUNT DUE SHOWN ABOVE WITHIN 20 DAYS (plus 5 mailing days) OF THE CLERK'S CERTIFICATE OF MAILING TO THE SUPERIOR COURT.

**FAILURE TO PAY THE AMOUNT DUE BY THE INDICATED DUE DATE WILL
RESULT IN THE REFERRAL OF YOUR CASE TO A COLLECTION AGENCY.**

PROOF OF SERVICE ATTACHED

PROOF OF SERVICE

I am a Deputy Clerk of the Superior Court of California, County of Del Norte. I am over the age of 18 and not a party to the action to which this document is attached.

On February 23, 2026, I mailed a true copy of the attached document to the person(s) whose name(s) are set forth below by placing said copy in a sealed envelope addressed to each of said person(s), at the address set forth below, which envelope was then sealed and postage fully prepaid, and deposited in the mail at Crescent City, California to be delivered by United States mail.

DARRYL FRANK DONOVAN

[REDACTED]
GILROY, CA 95020

Dated: February 23, 2026

Lesley Plunkett-Field, Court Executive Officer
By:
Isabelle Rosentrater
Deputy Court Clerk

Superior Court of California COUNTY OF DEL NORTE 450 H STREET CRESCENT CITY, CA 95531	Judge: Commissioner/Judge Pro Tem: Kevin Jones ☒ Via Zoom ☐ AJ _____ Clerk: V. HISOIRE Bailiff: ☒ Present ☐ Not present Court Interpreter: _____ ☐ Statement given pursuant to GC Section 68561(g) Language: ☐ Spanish ☐ _____						
Plaintiff: <u>People</u> Vs. Defendant: DARRYL FRANK DONOVAN							
TRAFFIC COURT MINUTES Event: Pay Or Appear	CASE NO.: IN260601 Citation Number: 316010						
Date: 02/19/2026	Charges: <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center; border-bottom: 1px solid black;">Count(s)</th> <th style="text-align: center; border-bottom: 1px solid black;">Type(s)</th> <th style="text-align: center; border-bottom: 1px solid black;">Number(s)</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1</td> <td style="text-align: center;">Infraction/Non Traffic</td> <td style="text-align: center;">14CCR1.14</td> </tr> </tbody> </table>	Count(s)	Type(s)	Number(s)	1	Infraction/Non Traffic	14CCR1.14
Count(s)	Type(s)	Number(s)					
1	Infraction/Non Traffic	14CCR1.14					

Defendant was ☐ present ☒ not present.

Officer DEMIANEW, JUSTIN was ☐ present ☒ not present.

☐ Defendant was advised of charges/allegations/Rights ☐ Remaining Counts Dismissed

☐ Defendant pled **NOT GUILTY**. A court trial is set for: _____ at _____

☐ Defendant pled ☐ **GUILTY** ☐ **NO CONTEST** to the following charges:

Count 1 ☐ Fined\$ _____ ☐ Susp.\$ _____

Count 2 ☐ Fined\$ _____ ☐ Susp.\$ _____

Count 3 ☐ Fined\$ _____ ☐ Susp.\$ _____

Count 4 ☐ Fined\$ _____ ☐ Susp.\$ _____

☒ The defendant having not appeared, the case is to proceed to the Tried in Absentia process.

☐ Fine reduced ☐ In the interest of justice ☐ Due to Defendant's good driving record

☐ Case continued to _____ at _____ for _____ at request of _____

☐ Defendant will make payments of _____ month beginning _____ ☐ last payment to be _____

☐ Defendant fined a total of _____ be paid in full by _____.

☐ Defendant granted Traffic School. Ordered to be completed by _____.

☐ Community Work Service is granted in lieu of fine payments. (P.C. § 1209.5) Total Fine: _____

☐ Form TR-320/CR-320/CR115 provided to the defendant to apply for a reduction in fines. DUE _____

☐ CWS/Probation ☐ Sheriff ☐ CCPD ☐ CHP ☐ Interpreter Coordinator ☐ G.C. Services ☐ Other _____

NOTICE TO: APPEAR IN COURT AT <u>1:30</u> AM PM OR RESPOND TO CITATION BEFORE DATE: <u>2/19/26</u> (See back for detailed instructions) ☒ To be notified		COURT NAME: <u>DEL NORTE</u> DEPARTMENT: <u>-</u> ADDRESS: <u>450 N Street</u> <u>Crescent City CA 95501 95531</u> PHONE#: <u>707 464 8115</u> COURT CODE: <u>08100</u>																
ACT BY THIS DATE TO AVOID A WARRANT OR ADDED FEES																		
Date of Violation (mm/dd/yy) <u>1/15/26</u>		Time ☐ AM ☒ PM <u>1:06</u>																
Name (first, middle, last) <u>DARRYL FRANK DONOVAN</u>		Class <u>C</u> State <u>CA</u>																
Current Address (no, street) <u>[REDACTED]</u>																		
City <u>GILROY</u>	State <u>CA</u>	Zip <u>95020</u>	Commercial ☒ Insurance ☒															
Race / Ethnicity <u>[REDACTED]</u>	Sex <u>[REDACTED]</u>	Height <u>[REDACTED]</u>	Weight <u>[REDACTED]</u>															
Vehicle License/VIN <u>FV Desert Storm</u>		State <u>CA</u>	Reg (mm/yy) <u>FG 42364</u>															
Registered Owner/Lessee ☐ Same as driver ☐ Owner's responsibility (VC, § 40001) <u>Darryl Donovan</u>		Year of Veh. <u>1991</u>	Color <u>grey</u>															
Address (no, street, city, state, zip) <u>FG 1006</u>		Reason for Stop <u>Fishing Inspection</u>																
Evidence Seized: ☐ Y ☒ N		Returned: ☐ Y ☒ N																
CITATION DETAILS ☐ Booking Required (see reverse)																		
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Code</th> <th>Description</th> <th>M</th> </tr> </thead> <tbody> <tr> <td>CCR T-14</td> <td>unlawful take</td> <td>M</td> </tr> <tr> <td>of Dungeness crab</td> <td>without</td> <td>M</td> </tr> <tr> <td>functioning electronic</td> <td>monitoring per</td> <td>M</td> </tr> <tr> <td>at T-14</td> <td>132.8(g)(3)(A)</td> <td>M</td> </tr> </tbody> </table>				Code	Description	M	CCR T-14	unlawful take	M	of Dungeness crab	without	M	functioning electronic	monitoring per	M	at T-14	132.8(g)(3)(A)	M
Code	Description	M																
CCR T-14	unlawful take	M																
of Dungeness crab	without	M																
functioning electronic	monitoring per	M																
at T-14	132.8(g)(3)(A)	M																
Approx. Speed <u>-</u>	Pf/Max Speed <u>-</u>	Veh. Limit <u>-</u>	Safe Speed <u>-</u>															
Location of Violation <u>Crescent City Harbor Starfish Way</u>			☐ Commercial Veh. VC, § 15210(b) ☐ Hazardous Mat. VC, § 353															
City/County of Occurrence <u>Del Norte</u>			Event No. <u>0042</u>															
Comments (weather, road, traffic conditions) <u>-</u>																		
☐ Violations not committed in my presence, declared on information and belief (VC, § 40600) I declare under penalty of perjury under the laws of the State of CA that the foregoing is true and correct. <u>1/15/26</u> <u>J. Demianew</u> <u>959</u> DECL. DATE ARRESTING OR CITING OFFICER BADGE NO.																		
<u>1/1</u> <u>-</u> <u>-</u> DECL. DATE ARRESTING OFFICER, (if different from above) BADGE NO.																		
☒ I am signing this citation. Signing DOES NOT admit guilt.																		
EMAIL - OPTIONAL (may be used for reminders) <u>-</u>																		
☐ Juvenile Penalties/Guardian: Print Name: <u>[REDACTED]</u>																		

DEFENDANT COPY | FORM INFO

Continuation form ☐

Form Adopted for Mandatory Use
 Judicial Council of California
 TR-130, Traffic/Nontraffic Notice to Appear
 (Rev. Jan. 1, 2024)
SEE REVERSE

COURT COPY

Vehicle Code, §§40500(b), 40513(b),
 40522, 40600; Pen. Code, §§53.9

FILED *vs*

JAN 27 2026

SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

Justin Demianow
ARRESTING OFFICER'S NAME

CDFW

AGENCY/DEPARTMENT

619 2nd Street

BUSINESS ADDRESS

Eureka

CA

95501

CITY

STATE

ZIP

530

919

0906

BUSINESS PHONE

RIGHT or LEFT
THUMB PRINT



ENTERED

FEB 03 2026 *vs*

SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE



THE FOREGOING IS A CERTIFIED COPY OF
THE ORIGINAL ON FILE IN THIS OFFICE.

DATE: 05/20/2026

ATTEST: [REDACTED]

Exhibit 4

Report and Citation

Case Number IN260601

CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE
PO BOX 944209 SACRAMENTO CA 94244

316010

NOTICE TO: ☐ APPEAR IN COURT AT 1:30 ☐ AM ☒ PM OR ☒ RESPOND TO CITATION BEFORE: DATE: <u>2/19/26</u> See back for detailed instructions ☒ To be notified		COURT NAME: <u>DEL NORTE</u> DEPARTMENT: <u>-</u> ADDRESS: <u>450 H Street</u> <u>Crescent City CA 95501 25531</u> PHONE#: <u>707 464 8115</u> COURT CODE: <u>08100</u>	
ACT BY THIS DATE TO AVOID A WARRANT OR ADDED FEES			
Date of Violation (mm/dd/yy) <u>1/15/26</u>	Time ☐ AM ☒ PM <u>1:06</u>	Driver's License <u>[REDACTED]</u>	Class <u>C</u> State <u>CA</u>
Name (first, middle, last) <u>DARRYL FRANK DONOVAN</u>			
Current Address <u>[REDACTED]</u>			
City <u>GILROY</u>	State <u>CA</u>	Zip <u>95020</u>	Date of Birth (mm/dd/yy) <u>[REDACTED]</u>
Vehicle License/VIN <u>FV Desert Storm</u>		State <u>CA</u>	Reg (mm/dd/yy) <u>FG 42364</u>
Registered Owner/Lessee ☐ Same as driver ☐ Owner's responsibility (VC, § 40001) <u>Darryl Donovan</u>		Year of Veh. <u>1991</u>	Motor <u>40.3'</u>
Address (no., street, city, state, zip) <u>FGC 1006</u>		Model <u>Body Style</u> <u>FF</u>	
Reason for Stop <u>Fishing Inspection</u>		Evidence Seized: ☐ Y ☒ N Returned: ☐ Y ☒ N	
CITATION DETAILS ☐ Booking Required (see reverse)			
Correctable (Fix-It) ☐ Y ☒ N	Code/Section <u>CCR T-14 1.14</u>	Description <u>unlawful take of Dungeness crab without functioning electronic monitoring per CCR T-14 132.B(9)(3)(A)</u>	
Approx. Speed <u>-</u>	PF/Max Speed <u>-</u>	Veh. Limit <u>-</u>	Safe Speed <u>-</u>
Location of Violation <u>Crescent City Harbor</u>		Starfish WAY	
City/County of Occurrence <u>Del Norte</u>		Event No. <u>0042</u>	
Comments (weather, road, traffic conditions) <u>-</u>			
☐ Violations not committed in my presence, declared on information and belief (VC, § 40600) I declare under penalty of perjury under the laws of the State of CA that the foregoing is true and correct.			
DECL. DATE <u>1/15/26</u>	ARRESTING OR CITING OFFICER <u>S. Demianew</u>		BADGE NO. <u>959</u>
DECL. DATE <u>1/1</u>	ARRESTING OFFICER, (if different from above) <u>[REDACTED]</u>		BADGE NO. <u>-</u>
on. Signing DOES NOT admit guilt.			
MAIL - OPTIONAL (may be used for reminders) <u>-</u>			
DEFENDANT COPY FORM INFO Continuation form ☐			
Form Adopted for Mandatory Use Judicial Council of California TR-150, Traffic/Nontraffic Notice to Appear [Rev. Jan. 1, 2024] SEE REVERSE			
COURT COPY			
Vehicle Code, §§40500(b), 40513(b), 40522, 40600; Pen. Code, §553.9			

FIGURE 6. DONOVAN signed citation.



Date/Time of Incident/Occurrence 1/15/2026 0:00	City/County/Judicial Jurisdiction CRESCENT CITY/DEL NORTE/DEL NORTE SUPERIOR COURT		
Type of Arrest ARREST REPORT	Type of Contact SELF-INITIATED	RMS Case Number: FW-2601-0790	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name CRESCENT CITY HARBOR/DONOVAN/CCR T14 1.14		Arresting/Case Officer DEMIANEW, JUSTIN A 0959	

LOCATION

Location Description STARFISH WAY	
Address, City, State, Zip Code STARFISH WAY, CRESCENT CITY, CALIFORNIA, 95531	County DEL NORTE
Latitude	Longitude

SUSPECT INFORMATION

Suspect Name (First, Middle, Last) DARRYL FRANCIS DONOVAN	Sex M	Date of Birth	Citation Number 316010
Suspect Address (Street, Apt., City, State, Zip Code) [REDACTED] GILROY, CA, 95020			Home Phone [REDACTED]
Identification Type DL: [REDACTED] PASSPORT NUMBER:	Suspect Description General: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Race: [REDACTED]		
Suspect Name (First, Middle, Last) ISAAC WALTER CUNNINGHAM	Sex M	Date of Birth	Citation Number NONE
Suspect Address (Street, Apt., City, State, Zip Code) [REDACTED] CRESCENT CITY, CA, 95531			Home Phone
Identification Type DL: [REDACTED]	Suspect Description General: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Race: [REDACTED]		

OFFENSES AND CHARGES

1.14 T14 FISH, AMPHIBIANS, REPTILES, MOLLUSKS AND CRUSTACEANS MAY BE TAKEN ONLY BY AUTHORIZED METHODS
7857(d) FG COMMERCIAL FISHING LICENSE OR PERMIT SHALL BE IN POSSESSION WHEN COMMERCIAL FISHING

VEHICLE INFORMATION

Status: NOT SEIZED Vehicle Type: BOAT Color: GRAY Make: Model: Year: 1991 License Plate: FG42364 Description: F/V DESERT STORM (FG42364)	Evidence Photographed? NO
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Preparer's Name and Badge Number DEMIANEW, JUSTIN A 0959	Date 1/21/2026	Reviewer's Name NORRIS, TAYLOR M 0882	Date 1/27/2026
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Date/Time of Incident/Occurrence 1/15/2026 0:00		City/County/Judicial Jurisdiction CRESCENT CITY/DEL NORTE/DEL NORTE SUPERIOR COURT	
Type of Arrest ARREST REPORT	Type of Contact SELF-INITIATED	RMS Case Number: FW-2601-0790	
Type of Report COMMERCIAL FISHING			
Location/Subject/Incident Name CRESCENT CITY HARBOR/DONOVAN/CCR T14 1.14		Arresting/Case Officer DEMIANEW, JUSTIN A 0959	

CASE SYNOPSIS

On 1/15/2026, I was on uniformed foot patrol conducting inspections of commercial Dungeness crab vessels, their catch, and associated licenses/permits in the Crescent City Harbor pursuant to FGC 1006/2012/7702. At approximately 1300 hrs, I boarded and inspected the F/V Desert Storm. During the inspection, I discovered the vessel's owner and skipper, DARRYL FRANCIS DONOVAN, was neither in possession of nor utilizing an electronic monitoring system as required by CCR Title 132.8(g)(3)(A). I issued DONOVAN an infraction citation for CCR Title 14 1.14 - unlawful take of Dungeness crab without electronic monitoring per CCR Title 132.8(g)(3)(A).

PROPERTY/EVIDENCE

Status: NOT SEIZED	Make:	Model:	Evidence Photographed? NO
Description: 5,183 LBS OF DUNGENESS CRAB			

NARRATIVE

Background

"Fish, amphibians, reptiles, mollusks and crustaceans may be taken only in the amounts, only during the open season and only with the gear authorized and shall not be taken otherwise" (CCR Title 14 1.14). During the 2025-2026 commercial Dungeness crab season, CCR Title 14 132.8, also known as the Risk Assessment and Mitigation Program (RAMP), established the requirement for Dungeness crab fishing vessels to use an electronic monitoring (EM) system when taking Dungeness crab. Specifically, pursuant CCR Title 14 132.8(g)(3)(A), "Every Dungeness crab permit holder shall ensure that their vessel has a satellite or cellular based electronic monitoring system designed to monitor location and movement of vessels using global positioning system (GPS) coordinates installed onboard. The system shall accurately track and record a vessel's location at a frequency of no less than once a minute during an entire fishing trip when the vessel possesses any Dungeness crab onboard, when the vessel possesses any Dungeness crab trap onboard, when the vessel owner/operator has Dungeness crab gear present or placed in any Fishing Zone, or when the vessel is otherwise participating in the California commercial Dungeness crab fishery. Vessel location data shall be uploaded automatically and made available to the department or an authorized agent within 24-hours."

Electronic monitoring provides the California Department of Fish and Wildlife with an accurate representation of the spatial and temporal extent of fishing activities, which can help CDFW more accurately evaluate co-occurrence of trap gear with certain endangered or otherwise sensitive species of whales and sea turtles. EM is also a necessary enforcement tool to ensure compliance with any potential area closure under RAMP. On November 5, 2025, CDFW made available an updated electronic monitoring compliance guide for the Dungeness crab feet (attached). For more details on RAMP or electronic monitoring, see <https://wildlife.ca.gov/Conservation/Marine/Whale-Safe-Fisheries>.

Preparer's Name and Badge Number DEMIANEW, JUSTIN A 0959	Date 1/21/2026	Reviewer's Name NORRIS, TAYLOR M 0882	Date 1/27/2026
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Date/Time of Incident/Occurrence 1/15/2026 0:00		City/County/Judicial Jurisdiction CRESCENT CITY/DEL NORTE/DEL NORTE SUPERIOR COURT	
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Incident

On 1/15/2026, I was on uniformed foot patrol conducting inspections of commercial Dungeness crab vessels, their catch, and associated licenses/permits in the Crescent City Harbor pursuant to FGC 1006/2012/7702. At approximately 1300 hrs, I boarded and inspected the fishing vessel Desert Storm (FG42364). As most of their catch had already been offloaded at the time of my arrival (5,183 lbs, Electronic Fish Ticket # 414932E), I focused my inspection on the crew and vessel's licenses, permits, and gear/equipment such as electronic monitoring units, etc.

I greeted the crew whom I am well acquainted with from prior routine inspections or enforcement actions. During the inspection, I discovered the vessel's owner and skipper, DARRYL FRANCIS DONOVAN (REDACTED), was not in possession of nor utilizing an electronic monitoring system as required by CCR Title 132.8(g)(3)(A). DONOVAN stated he was unaware he needed one and indicated to me that was the first he had heard of the requirement. Note, vessels were required to maintain an onboard GPS unit capable of recording a vessel's location during the 2023-2024 and 2024-2025 commercial Dungeness crab seasons; however, this was the first year that data needed to be automatically uploaded to a portal accessible by the Department. Currently, electronic monitoring data is collected by two vendors (Archipelago and Pelagic Data Systems) and routed to a portal maintained by the Pacific States Marine Fisheries Commission and made available to CDFW. To facilitate compliance, since 2023 CDFW has offered the Dungeness crab fishing fleet free LIME (Archipelago) electronic monitoring units that satisfied the requirements of RAMP. To date, CDFW has given out more than 400 units.

During the inspection, I also discovered a crewman, ISAAC WALTER CUNNINGHAM, was not in possession of his commercial fishing, FGC 7857(d). However, I have inspected his current commercial fishing license in this license year and later re-confirmed he had a valid license after querying CDFW's automated license data system. Given these facts, I issued CUNNINGHAM a warning for FGC 7857(d) - no commercial fishing license in possession. I issued the vessel's owner and skipper, DONOVAN, an infraction citation for CCR Title 14 1.14 - unlawful take of Dungeness crab without electronic monitoring per CCR Title 132.8(g)(3)(A). Donovan signed the citation without incident. Following this, I provided him a copy of the citation and returned to patrol.

Preparer's Name and Badge Number DEMIANEW, JUSTIN A 0959	Date 1/21/2026	Reviewer's Name NORRIS, TAYLOR M 0882	Date 1/27/2026
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IFQ VESSEL ACCOUNT # IFQ MANAGEMENT AREA

Fed. LE Permit # Trawl Endorsed Inside/Outside

Sablefish Tier

Inside State Waters

D.O.A.G. Permit #

CALIFORNIA DEPARTMENT OF FISH AND GAME

MONTH DAY YEAR

1152026

414932E - FINAL

Version 1

TRANSPORTATION #

FISHERMAN LAST NAME	F.I.	VESSEL NAME	FISH BUSINESS NAME
Donovan	D	Desert Storm	Long Fisheries Inc. (86881-001)
I.D. NUMBER		VESSEL I.D.	FISH BUSINESS I.D. STATE PERMIT NUMBER
L95286		42364	86881-001
PORT OF FIRST LANDING	LOCATION WHERE FISH WERE CAUGHT		PRIMARY GEAR USED
201	0116		27
CRESCENT CITY	NORTHERN CALIFORNIA		CRAB OR LOBSTER TRAP

FISH NAME	POUNDS	PRICE	TOTAL AMOUNT	GRADE/ SIZE	CONDITION	GEAR	GF #	# FISH	T/H	W/B
800 Crab, Dungeness	5,163.00	\$4.3500	\$22,459.05		6	27				
800 Crab, Dungeness	20.00	\$0.0000	\$0.00		6	27			✓	

Gross Total	5,183.00	\$22,459.05
Take Home	-20.00	0.00
Net Total	5,163.00	\$22,459.05

NOTES

FISHERMAN/PERMITTEE SIGNATURE:RECEIVED BY:

CERTIFIED UNDER PENALTY OF PERJURY AS TRUE AND CORRECT

Exhibit 5

Court Records

Case Number CM243597

ENDORSED
FILED

JUL 15 2025

SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

1 Dennis J. Daniel SBN 212201
2 Attorney at Law
3 550 H Street, Ste 2N
4 Crescent City, CA 95531
5 707-460-6300

6 Attorney for Defendant
7 Darryl Frank Donovan

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA,**
9 **IN AND FOR THE COUNTY OF DEL NORTE**

10
11 **PEOPLE OF THE STATE OF CALIFORNIA,**) Case No. CM 243597
12 **Plaintiff,**) **DIVERSION ORDER**
13 **v.**) Date: July 1, 2025
14 **DARRYL FRANK DONOVAN,**) Time: 1:30 pm
15 **Defendant.**) Dept. 2
16

17 This matter came on regularly before the Court for hearing on July 1, 2025 at 1:30 PM in
18 Department Two before the Honorable Karen Olson.

19 Defendant, Darryl Frank Donovan, and his attorney were present. The People's representative
20 was also present.

21 Having read and considered Defendant's request for diversion pursuant to Penal Code §1000.95,
22 the People's request for restitution in the amount of \$11,270.60, and Defendant's response to the amount
23 of restitution requested by the People, and good cause appearing, the Court finds and orders as follows:

24 1. Defendant herein qualifies for diversion pursuant to Penal Code §1000.95, and orders the
25 following for the term of diversion for 12 months.
26
27
28

1 2. Defendant shall pay restitution to the California Department of Fish and Wildlife in the
2 amount of \$ 4,596.00.

3 3. Defendant shall obey all laws.

4 4. Defendant shall keep the Court and his attorney informed of his current address and contact
5 information.
6

7 5. California Fish and Wildlife shall return Defendant's crab traps and other gear to him.

8 Date: JUL 15 2025

KAREN D. OLSON

Honorable Karen Diane Olson

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF DEL NORTE

Plaintiff: The People of the State of California

Counsel ☐ Ingram ☐ Micks ☐ Morris ☐ Specchio ☒ Zocchi
☐ Telephonic

Defendant: DARRYL FRANK DONOVAN

Counsel Present DENNIS DANIEL ☐ Not Present

Judge: KAREN DIANE OLSON ☐

Clerk: ☐ Crockett ☐ Dykes ☐ Hisoire ☐ Lawrence ☒ Villanueva
☐

Bailiff: ☒ Present ☐ Not present

Probation Officer: ☒ Not Present

CSR: ☐ Hofstad ☐

Cert. Interpreter:

☐ Statement given pursuant to GC Section 68561(g)

Language: ☐ Spanish ☐

Date: August 12, 2025

Case Number: CM243597

Charges:

Ct.1 FG8276(d)

Ct.2 FG9004

Ct.3 FG9006(b)

Event:

Restitution Hearing -

ARRAIGNMENT

Zoom

Warrant: ☐ Active ☐ Pending ☐ Bail Bond

DEFENDANT: ☒ present ☐ not present ☐ in custody ☒ out of custody ☐ PC 977 Waiver ☐ filed.

☐ Defendant advised of charges/allegations/Rights ☐ Defendant waived (further) reading and advisement of rights.

☐ Defendant pled NOT GUILTY ☐ Denies Special Alleg. ☐ Denies Aggravated Factors

☐ Denied ☐ Probation Viol. ☐ PC 19.9 ☐ Parole ☐ PRCS Violation ☐

☐ Public Defender ☐ appointed ☐ relieved ☐ general/special appearance

☐ Conflict Counsel ☐ appointed ☐ relieved ☐ assigned

☐ Amended Complaint ☐ Information ordered filed

☐ Complaint ☐ Information ☐ Amended ☐ Report provided ☐ PV ☐ PC 19.9 ☐ Parole ☐ PRCS Petition provided to Defendant

☐ Complaint amended to ☐ Charges amended to

☐ Defendant states true name is

☐ Continued ☐ Court's own motion ☐ by stipulation ☐ at the request of ☐ C.P.O ☐ Conduct Order

CALENDAR SETTINGS

☐ Bail Hearing set for at Dept. ☐ Conf. ☐ Vac.

☐ Entry of Plea /Setting at Dept. ☐ Conf. ☐ Vac.

☐ Pre-trial set for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ Jury Trial set for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ Readiness Conference at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ Preliminary Hearing at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ Court Trial set for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ PV Hearing set for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ PC 19.9 Hearing for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ PRCS ☐ Parole Hrg.set for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ Sentencing set for at Dept. ☐ Confirmed. ☐ vacated ☐ cont. to

☐ Cert. Pursuant to P.C. §1368 to be heard at Dept. ☐ Vacated ☐ cont. to

☐ Motion for set for at Dept. ☐ Vacated ☐ cont. to

☒ Continued for Diversion Review on 7/7/25 at 1:30 Dept. 2 ☐ vacated ☐ cont. to

☐ Time Prev. Waived

☐ TIME WAIVED ☐ 10 ☐ 60

☐ Time Waiver Filed.

Appearances ☐ Mandatory Appearance ☐ Zoom Appearance ☐ Personal appearance waived

BAIL HEARING/PRETRIAL ASSESSMENT

Probation Officer: gave report ☐ orally ☐ in writing ☐ Filed in Court

☐ Criminal Protective Order ☐ Conduct Order ☐ issued and filed ☐ Defendant served in open Court

☐ Motion for O.R. ☐ granted ☐ denied ☐ People request remand ☐ Granted ☐ Denied

☐ The Court finds by clear and convincing evidence that Defendant ☐ is a danger to the community ☐ will not appear if released

☐ There are no reasonable means to ensure ☐ the community's safety ☐ the Defendant's appearance back in court

☐ Defendant is released on Pretrial Supervision. ☐ Pretrial Supervision is revoked. ☐ Pretrial Supervision is terminated.

☐ Referred to the Prob. Dept. for: ☐ Bail Hrg. Rpt. ☐ Interview Requested ☐ Diversion Eligibility ☐ Restitution Report

ENTRY OF PLEA/SENTENCING

PLEADS ☐ GUILTY ☐ NO CONTEST ☐ PREV. Pled ☐ Misd. ☐ Felony to _____

- ☐ Admits priors ☐ Admits enhancements ☐ Enhancements stricken ☐ Admits aggravating factors
☐ Complaint is deemed the Information, case is certified (held to answer.)
☐ Waiver of Preliminary Hearing signed and filed in open court. Defendant held to answer on all counts and the case is certified.
 PROBATION VIOL. ☐ PC 19.9 ☐ PRCS ☐ Parole ☐ Admitted as Alleged ☐ Found in Violation ☐ Dismissed
☐ TAHL waiver filed. ☐ Defendant to be sentenced under PC 1170(h) ☐ Does not qualify for PC 1170(h)
☐ Remaining Counts dismissed
☐ Defendant states he/she ☐ does ☐ does not own firearms. ☐ *PPRF returned to the attorney to forward to Probation Department.
 COURT FINDS ☐ factual basis for ☐ plea ☐ admission ☐ def. Knowingly, intelligently, freely, voluntarily waives rights
☐ DEFENDANT waives time for sentencing ☐ Watson Advisement given pursuant to Vehicle Code §23593
 CRIMINAL PROCEEDINGS ☐ suspended ☐ reinstated ☐ GUILTY plea with deferred entry of judgment.
☐ Diversion ☐ DA Diversion ☐ PC 1000 Diversion
☐ Referred to Probation Dept. for a ☐ pre-sentence report ☐ Supplemental Report ☐ Diversion eligibility
 CASE DISMISSED ☐ on People's motion ☐ with prejudice ☐ without prejudice
☐ No legal cause why judgment should not be pronounced. ☐ Imposition of sentence suspended ☐ Probation denied
 PROBATION GRANTED ☐ PRCS ☐ PC 19.9 ☐ Parole ☐ Formal Probation ☐ Proposition 36 ☐ Summary Probation _____ years.
☐ Extended _____ years ☐ months ☐ Modified ☐ Revoked ☐ Reinstated ☐ Upon issuance of the warrant.
☐ Terminated ☐ Successfully ☐ Unsuccessfully
☐ All other terms and conditions remain in full force and effect.
☐ SEE PROBATION ☐ PRCS/PC 19 DOCUMENT ATTACHED. ☐ Criminal Protective Order ☐ Conduct Order Dismissed
☐ *PPRF Findings signed and filed in open court. **Prohibited Persons Relinquishment Form*

Fines/Fees

- FINE: \$ _____
☐ Payable ☐ in full by _____ ☐ at the rate of \$ _____ per month to begin _____ ☐ 30 days after released
☐ 1202.4(b) PC fine/ ☐ 1465.8 in full by _____ ☐ at rate of _____ per month to begin _____
☐ Referred to Community Work Service Program ☐ To pay off fine balance. ☐ _____ hours per month ☐ to begin _____

RELEASE / CUSTODY STATUS

- DEFENDANT: ☐ Released ☒ To remain ☒ free on his/her own recognizance ☐ free on Pretrial Supervision
☐ Defendant is to remain on Cash/Surety Bond in the sum of \$ _____
☐ Bail ☐ forfeited ☐ reinstated ☐ exonerated ☐ reinstated & exonerated
☐ Defendant remanded to the custody of the Del Norte County Sheriff with bail set at \$ _____ ☐ Serve Prev. Ordered Sent.
☐ Defendant remanded to the custody of the Del Norte County Sheriff with bail ☐ as previously set ☐ pursuant to the Bail Schedule.
☐ Defendant sentenced to serve _____ hours ☐ days at the D.N.C.J. ☐ Stayed ☐ Any penal Instit.
☐ Forthwith ☐ to make arrangements to surrender within 7 days or ☐ Surrender by _____ at _____
☐ Jail time ☐ Conc. ☐ Consec. to _____
☐ Defendant to receive credit for time served ☐ Actual: _____ Conduct _____ Total _____ ☐ Jail to calculate credit for time served
☐ Defendant to be booked & released before the next court date ☐ by _____ ☐ Jail to generate a PC 8715 form.
☐ Defendant discharged subject to any other holds. ☐ Day or night service ☐ Defendant to receive half time.
☐ Warrant ordered for defendant in the amount of \$ _____ ☐ No cite and Release ☐ No Bail ☐ Signed in open court.
☐ The case is referred to the DA, as no Promise to Appear filed. ☐ Warrant ordered held until ☐ next court date ☐ _____
☐ Warrant ☐ recalled ☐ vacated ☐ withdrawn ☐ rescinded ☐ Bail ☐ set at ☐ remains as set ☐ NO BAIL

OTHER: Restitution ordered in the amount of \$4,596.00 The People
to prepare an order for signature.

Restitution to be paid before 7/7/26.

- ☒ Probation Department ☐ PSI/REPORT ☐ Sheriff ☐ C.C.P.D. ☐ Judy Reynolds/Interpreter Coord. ☐ Amanda Crockett/Judicial
 Assign ☐ Jury Services Clerk ☐ County Counsel ☐ Behavioral Health (MHD) ☐ J. McCubbin ☐ Pelican Bay State Prison

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME District Attorney FIRM NAME STREET ADDRESS 450 H Street Room 171 CITY Crescent City STATE CA ZIP CODE 95531 TELEPHONE NO 707-464-7210 FAX NO EMAIL ADDRESS ATTORNEY FOR (name)	FOR COURT USE ONLY FILED OCT 16 2025 SUPERIOR COURT OF CALIFORNIA COUNTY OF DEL NORTE
SUPERIOR COURT OF CALIFORNIA, COUNTY OF DEL NORTE STREET ADDRESS 450 H Street Room 209 MAILING ADDRESS CITY AND ZIP CODE Crescent City CA 95531 BRANCH NAME	CASE NUMBER CM243597
CASE NAME: Darryl Donovan	
ORDER FOR VICTIM RESTITUTION ☒ Original ☐ Amended Order	

Please read *Instructions: Order for Victim Restitution* (form CR-112/JV-792) for help with completing this form.

1. Choose a or b and provide the information requested.

- a. ☒ Criminal court proceeding

On (date): 08/12/2025, defendant (name): Darryl Donovan
 was convicted of a crime that entitles the victim to restitution.

☐ Adult codefendants found jointly and severally liable (name each):

- b. ☐ Juvenile court proceeding (choose (1) or (2) and provide information requested):

(1) ☐ On (date):, child (name): was found to
 be a person described in Welfare and Institutions Code section 602, which entitles the victim to restitution (check all
 that apply):

(A) ☐ Wardship is terminated.

(B) ☐ Parents or guardians are jointly and severally liable with the child for the amount in 3 (name each):

(C) ☐ Adult codefendants found jointly and severally liable (name each):

(D) ☐ The child is one of two or more co-offenders among whom liability is apportioned. The child is ___ percent
 responsible. The total amount of the child's liability is the amount in 3.

(E) ☐ The following are juvenile co-offender cases:

Child's Initials	Case Number	County (if known)	% Apportionment (if known)
------------------	-------------	-------------------	----------------------------

1.
2.
3.
4.
5.
6.

(2) ☐ On (date):, child (name):

and their parents or guardians (name each):

agreed that the restitution order would remain in effect until paid in full and can be converted to a civil judgment
 as a term of informal supervision under Welfare and Institutions Code 654.2.

2. Evidence was presented that the victim named below suffered losses as a result of defendant's/child's conduct. Defendant/child
 was informed of the right to a judicial determination of the amount of restitution and

- a. ☐ a hearing was conducted.
 b. ☒ stipulated to the amount of restitution to be ordered.
 c. ☐ waived a hearing.

CASE NAME: Darryl Donovan

CASE NUMBER

CM243597

3. THE COURT ORDERS defendant/child to pay restitution to

- a. ☒ the victim (name): California Department of Fish & Wildlife in the amount of: \$ 4,596.00 ✓
- b. ☐ the California Victim Compensation Board, to reimburse payments to the victim from the Restitution Fund, in the amount of: \$
- c. ☐ plus interest at 10 percent per year from the date of ☐ loss or ☐ sentencing.
- d. ☐ plus attorney fees and collection costs in the sum of: \$

4. The amount of restitution includes

- a. ☒ the value of property stolen or damaged.
- b. ☐ medical expenses.
- c. ☐ mental health counseling expenses.
- d. ☐ lost wages or profits
- (1) ☐ incurred by the victim due to injury.
 - (2) ☐ of the victim's parent(s) or guardian(s) (if victim is a child) incurred while caring for the injured child.
 - (3) ☐ incurred by the victim due to time spent as a witness or in assisting police or prosecution.
 - (4) ☐ of the victim's parent(s) or guardian(s) (if victim is a child) due to time spent as a witness or in assisting police or prosecution.
- e. ☐ noneconomic losses (felony violations of Pen. Code, §§ 288, 288.5, and 288.7 only).
- f. ☐ Other (specify):

Date: 10-16-25

KAREN D. OLSON

NOTICE TO VICTIMS

PENAL CODE SECTION 1214 PROVIDES THAT ONCE A DOLLAR AMOUNT OF RESTITUTION HAS BEEN ORDERED, THE ORDER IS THEN ENFORCEABLE AS IF IT WERE, AND IN THE SAME MANNER AS, A CIVIL JUDGMENT. ALTHOUGH THE CLERK OF THE COURT IS NOT ALLOWED TO GIVE LEGAL ADVICE, YOU ARE ENTITLED TO ALL RESOURCES AVAILABLE UNDER THE LAW TO OBTAIN OTHER INFORMATION TO ASSIST IN ENFORCING THE ORDER.

THIS ORDER DOES NOT EXPIRE UNDER PENAL CODE SECTION 1214(d).

YOU MUST FILE A SATISFACTION OF JUDGMENT WITH THE COURT WHEN THIS ORDER IS SATISFIED, AS REQUIRED BY PENAL CODE SECTION 1214(b).

YOU ARE ENTITLED TO A CERTIFIED COPY OF THIS ORDER UPON REQUEST, AS REQUIRED BY PENAL CODE SECTION 1214(b) AND WELFARE AND INSTITUTIONS CODE SECTION 730.7(c).

UNDER WELFARE AND INSTITUTIONS CODE SECTION 730.6(b)(3), YOU ARE ENTITLED TO RESTITUTION UP TO 100 PERCENT OF THE MONEY YOU LOST OR HAD TO SPEND AS A RESULT OF THE OFFENSE; IF LIABILITY FOR RESTITUTION IN JUVENILE COURT IS APPORTIONED, THE AGGREGATE AMOUNT FOR ALL CHILDREN INVOLVED CANNOT EXCEED 100 PERCENT.



THE FOREGOING IS A CERTIFIED COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE: 10/16/25

ATTEST: [REDACTED]

DEL NORTE COUNTY CENTRAL COLLECTIONS ACCOUNT REFERRAL FORM

REQUESTING DEPARTMENT: DEL NORTE COUNTY DISTRICT ATTORNEY'S OFFICE

DEPT. NUMBER: 212

This Collection is: ☐ NEW ☐ REVISED

Current Date: 10/24/2025

Name: Darnil Donovan

Court Case Number: CM243597

Address: [REDACTED]
Gilroy, CA 95020

Sentence Date: 8/12/2025

In custody until approximately: 6 diversion ordered

SSN: [REDACTED]

Victims:

Amount Ordered:

10% Fee:

Name: Calif. Fish & Wildlife	\$4,596 ⁰⁰	\$459.60
Address: 619 2nd Street, Eureka, CA 95501		

Amount Ordered:

10% Fee:

Name:	\$	\$
Address:		

Amount Ordered:

10% Fee:

Name:	\$	\$
Address:		

Amount Ordered:

10% Fee:

Name:	\$	\$
Address:		

TOTAL: \$ 5,055⁶⁰

Court ordered restitution of payments of: \$

Payments to start on or no later than:

Comments: Restitution ordered 10/10/25

Prepared by: C. Power